

ROANOKE CITY COUNCIL REGULAR SESSION

APRIL 3, 2006 9:00 A.M.

ROOM 159

AGENDA

Call to Order -- Roll Call

A communication from Mayor C. Nelson Harris requesting that Council convene in a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended.

P 11

Items listed on the 2:00 p.m. Council docket requiring discussion/clarification, and additions/deletions to the 2:00 p.m. agenda. (15 minutes)

Topics for discussion by the Mayor and Members of Council. (15 minutes)

Items for discussion at the joint meeting of Council and the Roanoke City School Board on Monday, May 1, 2006, at 9:00 a.m.

BRIEFINGS:

•	Code Enforcement Update	_	20 minutes	P 12;
•	Police Initiatives	-	10 minutes	
•	13th Street/Hollins Road Transportation			
	Project Update	_	20 minutes	P 13;
•	Martin Luther King Jr. Bridge Update	_	15 minutes	P 14;
•	Century Square Update	_	15 minutes	P 15;
•	Marketing City Property for Sale	_	20 minutes	P 16

Director of Finance:

• Personal Property Tax Relief

- 15 minutes

P 17

THE COUNCIL WILL MEET WITH THE INDUSTRIAL DEVELOPMENT AUTHORITY AT 12:00 P. M., IN ROOM 159, NOEL C. TAYLOR MUNICIPAL BUILDING.



ROANOKE CITY COUNCIL INDUSTRIAL DEVELOPMENT AUTHORITY JOINT MEETING

APRIL 3, 2006 12:00 P.M.

ROOM 159

AGENDA

- 1. CALL TO ORDER.
- 2. ROLL CALL: Industrial Development Authority
- 3. WELCOME.
- 4. INVOCATION AND LUNCH.
- 5. DISCUSSION ITEM:
 - a. Annual report of the Industrial Development Authority. Dennis R. Cronk, Chair.
- 6. COMMENTS BY COUNCIL/INDUSTRIAL DEVELOPMENT AUTHORITY MEMBERS.

THE COUNCIL MEETING WILL BE DECLARED IN RECESS TO BE RECONVENED AT 2:00 P. M., IN THE CITY COUNCIL CHAMBER, FOURTH FLOOR, NOEL C. TAYLOR MUNICIPAL BUILDING.

THE MEETING OF THE INDUSTRIAL DEVELOPMENT AUTHORITY WILL BE ADJOURNED.



ROANOKE CITY COUNCIL REGULAR SESSION

APRIL 3, 2006 2:00 P.M.

CITY COUNCIL CHAMBER

AGENDA

1. Call to Order--Roll Call.

The Invocation will be delivered by Council Member Alfred T. Dowe, Jr.

The Pledge of Allegiance to the Flag of the United States of America will be led by Mayor C. Nelson Harris.

Welcome. Mayor Harris.

NOTICE:

Today's Council meeting will be replayed on Channel 3 on Thursday, April 6, 2006, at 7:00 p.m., and Saturday, April 8, 2006, at 4:00 p.m. Council meetings are offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE WEDNESDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853–2541.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, CLICK ON THE SERVICE ICON, CLICK ON COUNCIL AGENDAS TO ACCESS THE APPROPRIATE AGENDA AND COUNCIL MEETING. IF ADOBE ACROBAT IS NOT AVAILABLE, A PROMPT WILL APPEAR TO DOWNLOAD PRIOR TO VIEWING AGENDA INFORMATION.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853–2541, OR ACCESS THE CITY'S HOMEPAGE AT www.roanokeva.gov, TO OBTAIN AN APPLICATION.

2. PRESENTATIONS AND ACKNOWLEDGEMENTS:

A Resolution memorializing the late Margaret "Fran" Cox Fulford, former City employee.

R 18

A Resolution congratulating the Roanoke Catholic High School Boys Basketball Team, winners of the Virginia Independent School Division II State Basketball Championship.

R 20

Proclamation declaring the month of April 2006 as Fair Housing Month.

P 22

Proclamation declaring the week of April 9 - 15, 2006, as National Public Safety Telecommunicator's Week.

P 23

3. CONSENT AGENDA

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

C-1 Minutes of the regular meeting of Council held on Tuesday, February 21, 2006, and recessed until Friday, March 3, 2006.

RECOMMENDED ACTION: Dispense with the reading of the minutes and approve as recorded.

C-2 A communication from the City Manager requesting that Council schedule a public hearing for Monday, April 17, 2006, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Straight Street Roanoke Valley, Inc., a non-profit organization, for tax exempt status of property located at 333 Luck Avenue, S. W.

P 24

RECOMMENDED ACTION: Concur in the request.

C-3 A communication from the City Manager requesting that Council schedule a public hearing for Monday, April 17, 2006, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Blue Ridge Gospel Outreach, Inc., a non-profit organization, for tax exempt status of property located at 9 Salem Avenue, S. W.

P 25

RECOMMENDED ACTION: Concur in the request.

C-4 Qualification of the following persons:

John E. Dooley as a member of the Roanoke Regional Airport Commission, for a term ending March 9, 2010;

Carl H. Kopitzke and Mary F. Monk as members of the Parks and Recreation Advisory Board, for a term ending March 31, 2009: and

Quentin J. White as a member of the Human Services Advisory Board, to fill the unexpired term of Corinne B. Gott, ending September 30, 2008.

RECOMMENDED ACTION:

Receive and file.

REGULAR AGENDA

4. PUBLIC HEARINGS:

Encroachment of a gas meter approximately 12 inches into the | P 26: a. property line of Century Square Park, located at 16 Church Avenue, S. E. Darlene L. Burcham, City Manager.

O 30

5. PETITIONS AND COMMUNICATIONS:

- Request of Yellow Cab Company to present a revised petition for a taxicab rate increase. William Roberts, President, Spokesperson. (Sponsored by the City Manager.)
- b. Update with regard to programs and funds to sustain operations of Explore Park. Alfred C. Anderson, Chair, Virginia Recreational Facilities Authority, Spokesperson. (Sponsored by Vice-Mayor Beverly T. Fitzpatrick, Jr., and Council Member M. Rupert Cutler.)

Request of the Roanoke Regional Airport Commission to present the c. proposed 2006-2007 Operating Budget and Proposed Capital Expenditures. Jacqueline L. Shuck, Executive Director, Spokesperson. (Sponsored by the City Manager.)

P 35: R 42

P 34

d. Request of the Roanoke Valley Resource Authority to present the proposed 2006-2007 Annual Budget. Steven R. Barger, Operations Manager, Spokesperson. (Sponsored by the City Manager.)

P 43; R 78

6. REPORTS OF OFFICERS:

a. CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

1. Acceptance of Western Virginia Workforce Development Board Workforce Investment Act Program, funds in the amount of \$159,000.00; and transfer of funds.

P 79; B/O 80; R 81

2. Acceptance of Virginia Opportunity Regions Marketing Grant funds, in the amount of \$10,000.00, from the Virginia Economic Development Partnership; and appropriation of funds.

P 82; B/O 84; R 85

3. Adoption of a resolution authorizing City representatives to begin the application process for re-certification as a crime prevention community.

P 86; R 88

4. Adoption of a resolution endorsing the City's participation in the Virginia Juvenile Community Crime Control Act.

P 89; R 94

5. Amendment of the City Code to repeal Chapter 27.1, Article II, <u>Temporary Signs</u>; and to reference zoning regulations and zoning districts consistent with terminology and section numbers used in Chapter 36.2, <u>Zoning</u>.

P 95; O 97

6. Authorization to establish a new position of Arts Festival Director, effective May 1, 2006; and transfer of funds.

P 109; B/O 110

7. Authorization for Blue Ridge Behavioral Healthcare to act as its own fiscal agent.

P 111; R 112

8. Authorization to rename City-owned and/or controlled parking facilities.

P 113; R 116 9. Authorization to file a Petition to Amend Proffered Conditions on City-owned property located at the northeast corner of Blue Hills Drive and Orange Avenue, N. E., identified as Official Tax No. 7160113.

P 118; R 126

b. CITY ATTORNEY:

1. Amendment and reenactment of Ordinance No. 36945-011805, vacating, discontinuing and closing a 15 foot alley running between Whitmore Avenue and Reserve Avenue, S. W., and parallel to S. Jefferson Street.

P 128; O 130

c. DIRECTOR OF FINANCE:

1. Authorization to issue up to \$42.5 million in refunding bonds for Series 1997B and 2002A.

P 132; R 135

2. Adoption of a resolution establishing the percentage reduction for personal property tax relief at 66.19 per cent for the 2006 tax year.

P 148; R 150

3. Financial report for the month of February 2006.

P 152

- 7. REPORTS OF COMMITTEES: NONE.
- 8. UNFINISHED BUSINESS: NONE.
- 9. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.

10. MOTIONS AND MISCELLANEOUS BUSINESS:

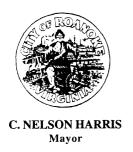
- a. Inquiries and/or comments by the Mayor and Members of City Council.
- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

11. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

12. CITY MANAGER COMMENTS:

CERTIFICATION OF CLOSED SESSION.



CITY OF ROANOKE OFFICE OF THE MAYOR

215 CHURCH AVENUE, S.W., ROOM 452 ROANOKE, VIRGINIA 24011-1594 TELEPHONE: (540) 853-2444 FAX: (540) 853-1145

April 3, 2006

The Honorable Vice-Mayor and Members of the Roanoke City Council Roanoke, Virginia

Dear Members of Council:

This is to request a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711 (A)(1), Code of Virginia (1950), as amended.

Sincerely,

- Newsite Have

C. Nelson Harris Mayor

CNH:snh



Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor and Members of City Council Roanoke, VA

Dear Mayor Harris and Members of Council:

Subject:

Code Enforcement Update

This is to request space on Council's agenda for a 20 minute presentation of the above referenced subject.

Respectfully submitted,

Darlene L. Burcham City Manager

DLB:sm

c:

City Clerk
City Attorney
Director of Finance



Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138

City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor and Members of City Council Roanoke, VA

Dear Mayor Harris and Members of Council:

Subject:

13th Street/Hollins Road

Transportation Project Update

This is to request space on Council's agenda for a 20 minute presentation of the above referenced subject.

Respectfully submitted,

Darlene L. Byrcham

City Manager

DLB:sm

c:

City Clerk
City Attorney



Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor and Members of City Council Roanoke, VA

Dear Mayor Harris and Members of Council:

Subject:

Martin Luther King Jr. Bridge

Briefing

This is to request space on Council's agenda for a 15 minute presentation of the above referenced subject.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB:sm

c:

City Clerk
City Attorney



Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333

Fax: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor and Members of City Council Roanoke, VA

Dear Mayor Harris and Members of Council:

Subject:

Century Square Update

This is to request space on Council's agenda for a 15 minute presentation of the above referenced subject.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB:sm

C:

City Clerk
City Attorney



Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138

City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor and Members of City Council Roanoke, VA

Dear Mayor Harris and Members of Council:

Subject:

Marketing City Property for

Sale

This is to request space on Council's agenda for a 20 minute presentation of the above referenced subject.

Respectfully submitted,

Darlene L. Bu⁄rcham

City Manage#

DLB:sm

c:

City Clerk

City Attorney



JESSE A. HALL **Director of Finance** email: jesse_hall@ci.roanoke.va.us

CITY OF ROANOKE DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461 P.O. Box 1220 Roanoke, Virginia 24006-1220 Telephone: (540) 853-2821 Fax: (540) 853-6142

ANN H. SHAWVER **Deputy Director**

email: ann_shawver@ci.roanoke.va.us

April 3, 2006

Honorable Mayor and Members of City Council Roanoke, Virginia

Dear Mayor and Members of Council:

Subject:

Briefing on Personal Property Tax Relief

The purpose of this letter is to reserve 15 minutes on Council's 9:00 a.m. agenda on April 3, 2006, for a briefing on the above referenced subject.

Sincerely,

lesse A. Hall

Director of Finance

Gesse A. Hall

JAH:ca

c:

Darlene L. Burcham, City Manager William M. Hackworth, City Attorney NAK

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

A RESOLUTION memorializing the late Margaret (Fran) Cox Fulford, an employee of the City for thirty-seven years.

WHEREAS, the members of Council learned with sorrow of the passing of Mrs. Fulford on Wednesday, February 8, 2006;

WHEREAS, Mrs. Fulford was born June 9, 1939, in Wytheville, Virginia, and survived two husbands, the late James E. Cox and the late Kyle A. Fulford;

WHEREAS, Mrs. Fulford began working for the City on March 6, 1969, worked as a legal secretary in the City Attorney's Office beginning February 23, 1970, and served three City Attorneys, the late James N. Kincannon, Wilburn C. Dibling, Jr., and William M. Hackworth;

WHEREAS, Mrs. Fulford took on every task with zeal, professionalism, and devotion, and did her best at everything she undertook;

WHEREAS, Mrs. Fulford was committed to the betterment of the City, and took her responsibilities very seriously;

WHEREAS, Mrs. Fulford will always be remembered for her caring nature and for her devotion and dedication to her family, her friends, her co-workers, and the City; and

WHEREAS, Mrs. Fulford's intelligence, humor, wit, and honest manner will be greatly missed by all of those who knew her.

THEREFORE, BE IT RESOLVED by the Council of the City of Roanoke as follows:

1. City Council adopts this resolution as a means of recording its deepest regret and sorrow at the passing of Margaret (Fran) Cox Fulford, and extends to her family its sincerest condolences.

2. The City Clerk is directed to forward an attested copy of this resolution to Mrs. Fulford's daughter, Tamara C. Greene, and son James E. (Eddie) Cox, III, both of Roanoke, Virginia.

ATTEST:

City Clerk

Ths

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

A RESOLUTION paying tribute to the Roanoke Catholic Celtics Basketball Team for its victory in the Virginia Independent School Division II State Basketball Championship Tournament at Richard Bland College in Petersburg, Virginia, on March 4, 2006.

WHEREAS, the Celtics defeated Miller School from Crozet, Virginia by a score of 68 to 62 in the title game;

WHEREAS, team members Phillip Martin and Deangelo Robinson were selected to the All Tournament Team and Aurimas Adomaitis was selected the MVP of the tournament;

WHEREAS, Turner King was the leading scorer in the Championship Game with 20 points and the leading scorer for the season, and also made All Conference;

WHEREAS, the team also won the Bull City Classic in Durham, North Carolina, and placed fifth at the Arby's Classic in Bristol;

WHEREAS, the Celtics team is comprised of 12 players—Napier Alleyne, Orlando Walker, Michael Blanchard, Thomas Lynch, Aurimas Adomaitis, Brandn Evans, Turner King, Deangelo Robinson, Ben Shifflett, Phillip Martin, Clarence Turpin, and Chris Joachim;

WHEREAS, under the leadership of Head Coach Joe Gaither and Assistant Coaches Tony Joyce and Dennis Blanchard, the team finished its 2005 season with an amazing 31-7 record; and

WHEREAS, throughout the 2005 basketball season, the team members represented Roanoke with the highest level of performance, sportsmanship, and pride against their opponents and played to the best of their abilities.

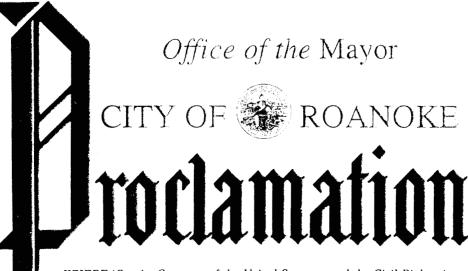
THEREFORE, BE IT RESOLVED by Council of the City of Roanoke that:

1. Council adopts this resolution as a means of recognizing and commending the Roanoke Catholic Celtics for their victory in the Virginia Independent School Division II State Basketball Tournament.

	2.	The City Clerk is directed to forward an attested copy of this resolution to the
Celtics	s' He	ead Coach, Joe Gaither.

ATTEST:

City Clerk



WHEREAS, the Congress of the United States passed the Civil Rights Act of 1968, and Title VIII declared that the law of the land would now guarantee the rights of equal housing opportunity; and

WHEREAS, the City of Roanoke, in conjunction with the Fair Housing Board, has provided a fair housing program for its residents, and today, the local community supports fair housing laws; and

WHEREAS, the Fair Housing Act prohibits discrimination in the sale, rental and financing of dwellings and other housing-related transactions, based on race, color, national origin, religion, sex, age, familial status and handicap; and

WHEREAS, equal housing opportunity is a condition of life in the City of Roanoke that can and should be achieved, and all citizens are encouraged to abide by the letter and spirit of the Fair Housing Law.

NOW, THEREFORE, I, C. Nelson Harris, Mayor of the City of Roanoke, Virginia, do hereby proclaim the month of April, 2006, throughout this great All-America City, as

FAIR HOUSING MONTH.

Given under our hands and the Seal of the City of Roanoke this third day of April in the year two thousand and six.

ATTEST:

Mary F. Parker City Clerk



C. Nelson Harris Mayor



WHEREAS, emergencies can occur at any time and the prompt response of police officers, firefighters and paramedics is critical to the protection of life and the preservation of property, and

WHEREAS, the safety of police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the Roanoke City E-911 Center; and

WHEREAS, public safety telecommunicators are the first and the most critical contact that citizens have with emergency services, and they provide the single vital link for police officers and firefighters by monitoring activities by radio, providing information and ensuring safety; and

WHEREAS, public safety telecommunicators of the Roanoke City E-911 Center have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients, and each public safety telecommunicator has exhibited compassion, understanding and professionalism during the performance of their duties.

NOW, THEREFORE, I, C. Nelson Harris, Mayor of the City of Roanoke, Virginia, in honor of the men and women whose diligence and professionalism keep the City and its citizens safe, do hereby proclaim the week of April 9 - 15, 2006, throughout this great All-America City, as

NATIONAL PUBLIC SAFETY TELECOMMUNICATOR'S WEEK.

Given under our hands and the Seal of the City of Roanoke this third day of April in the year two thousand and six.

ATTEST:

Mary F. Parker City Clerk



C. Nelson Harris Mayor



Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138

City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject:

Tax Exempt Request from Straight Street Roanoke

Valley, Inc.

Pursuant to the requirements of the Virginia Code, the City of Roanoke is required to hold a public hearing regarding a request from the Straight Street Roanoke Valley, Inc., a non-profit organization, for tax exemption of certain property in the City. This is to request that the public hearing be held on Monday, April 17, 2006, 7:00 p.m., on the above matter. A full report will be included in the April 17, 2006 agenda material for your consideration

Respectfully submitted,

Darlene L. Burcham City Manager

DLB:vst

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Sherman M. Stovall, Director of Management and Budget



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April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject:

Tax Exempt Request from Blue Ridge Gospel Outreach, Inc.

Pursuant to the requirements of the Virginia Code, the City of Roanoke is required to hold a public hearing regarding a request from the Blue Ridge Gospel Outreach, Inc., a non-profit organization, for tax exemption of certain property in the City. This is to request that the public hearing be held on Monday, April 17, 2006, 7:00 p.m., on the above matter. A full report will be included in the April 17, 2006 agenda material for your consideration

Respectfully submitted,

Darlene L. Burcham City Manager

DLB:vst

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Sherman M. Stovall, Director of Management and Budget



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April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Encroachment at 16 Church Avenue, SE, Tax No. 4011310

Charles Lunsford Sons & Associates, Inc. has requested permission to install a new gas meter on the side of their building at 16 Church Avenue, SE, to allow the replacement of their existing heating system with a gas system. As the building wall is constructed on the property line, the meter would extend beyond the property line encroaching into Century Square Park. See Attachment #1.

The proposed meter would extend approximately twelve (12) inches into the park, at a height of approximately eight (8) inches, extending upward twenty-two (22) inches, and will be fourteen (14) inches wide. Liability insurance and indemnification of City by the applicant will be provided as specified in the attached exhibit. See Attachment #2.

Recommended Action(s):

Adopt the accompanying ordinance, to be executed by the applicant and kept on file in the City Clerk's office for the City of Roanoke, to grant a revocable license to the applicant to allow the installation of a new gas meter at 16 Church Avenue, SE, encroaching into Century Square Park.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB/SEF

Attachments

c: Mary F. Parker, City Clerk William M. Hackworth, City Attorney Jesse A. Hall, Director of Finance Sarah E. Fitton, Engineering Coordinator

CM06-00045

Logan Forsyth



Building Photos (3)

* meter box is 14" wile, 22" tall & will protende 12" from our wall.

INSURANCE REQUIREMENTS FOR ENCROACHMENTS ON CITY PROPERTY COMMERCIAL

Owner shall obtain liability insurance coverage with respect to claims arising out of the subject matter of this agreement. The amount of such insurance shall not be less than:

- A. General Aggregate \$1,000,000
- B. Products Completed/Operations Aggregate \$1,000,000
- C. Personal and Advertising Injury \$1,000,000
- D. Each Occurrence \$1,000,000
- E. Above amounts may be met by umbrella form coverage in a minimum amount of \$1,000,000 aggregate; \$1,000,000 each occurrence.

Owner shall name the City, its officers, agents, employees, and volunteers as additional insured as its interests may appear on the above policy. Such coverage shall not be canceled or materially altered except after thirty (30) days prior written notice of such cancellation or material alteration to City Engineer of the City of Roanoke.

Owner shall indemnify and save harmless the City of Roanoke, its officials, officers and employees, from all claims for injuries or damages to persons or property that may arise by reason of the encroachment onto city property.

unt2

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE granting a revocable license to permit the encroachment of a gas meter at a height above the sidewalk of eight (8) inches, extending upward twenty-two (22) inches, and with a width of fourteen (14) inches into Century Square Park, from property bearing Official Tax No. 4011310, upon certain terms and conditions; and dispensing with the second reading by title of this ordinance.

WHEREAS, a public hearing was held on April 3, 2006, pursuant to §§15.2-1800(B) and 15.2-1813, Code of Virginia (1950), as amended, at which hearing all parties in interest and citizens were afforded an opportunity to be heard on such permit.

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke as follows:

- 1. Permission is hereby granted Charles Lunsford Sons & Associates, Inc., ("Licensee") owner of the property bearing Official Tax No. 4011310, otherwise known as 16 Church Avenue, S.E., within the City of Roanoke, to permit the encroachment of a gas meter at a height above the sidewalk of eight (8) inches, extending upward twenty-two (22) inches, and with a width of fourteen (14) inches into Century Square Park, as more fully described in a letter of the City Manager to City Council dated April 3, 2006.
- 2. Such license shall be revocable at the pleasure of the Council of the City of Roanoke and subject to all the limitations contained herein.
- 3. It shall be agreed by the Licensee that, in maintaining such encroachment, the Licensee and its grantees, assignees, or successors in interest shall agree to indemnify and save harmless the City of Roanoke, its officers, agents, and employees from all claims for injuries or

damages to persons or property that may arise by reason of the above-described encroachment.

4. Licensee, its grantors, assigns or successor in interest shall for the duration of this license maintain on file with the City Clerk's Office evidence of insurance coverage in an amount not less than \$1,000,000.00. This insurance requirement may be met by either homeowner's insurance or commercial general liability insurance. The certificate of insurance must list the City of Roanoke, its officers, agents and employees as additional insureds, and an endorsement by the insurance company naming these parties as additional insureds must be received within thirty (30) days of passage of this ordinance. The certificate shall state that such insurance may not be canceled or materially altered without thirty (30) days written advance notice of such cancellation or alteration being provided to the Risk Management Officer for the City of Roanoke.

- 5. The City Clerk shall transmit an attested copy of this ordinance to Charles Lunsford Sons & Associates, Inc., 16 Church Avenue, S.E., Roanoke, Virginia 24011.
- 6. This ordinance shall be in full force and effect at such time as a copy, duly signed, sealed, and acknowledged by the Licensee, has been admitted to record, at the cost of the Licensee, in the Clerk's Office of the Circuit Court for the City of Roanoke and shall remain in effect only so long as a valid, current certificate evidencing the insurance required in Paragraph 4 above is on file in the Office of the City Clerk.
- 7. Pursuant to the provisions of §12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.

ACCEPTED and EXECUTED b	by the undersigned this day of,
	Charles Lunsford Sons & Associations, Inc.
	By: Title
COMMONWEALTH OF VIRGINIA	§ § To-Wit: §
day of, 2006, by	knowledged before me in my jurisdiction aforesaid this
of Charles Lunsford Sons & Associates, I	nc., on behalf of such corporation.
My Commission expires:	·
	Notary Public



Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

The Honorable Mayor and Members of City Council Roanoke, Virginia

Dear Mayor and Members of Council:

I would like to sponsor a request from William Roberts, President of Yellow Cab Services, to present to City Council a revised petition for a taxicab rate increase.

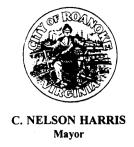
Respectfully submitted,

Darlene L. Byrcham

City Manage

DLB:sm

c: City Attorney
Director of Finance
City Clerk



CITY OF ROANOKE

CITY COUNCIL

215 Church Avenue, S.W.
Noel C. Taylor Municipal Building, Room 456
Roanoke, Virginia 24011-1536
Telephone: (540) 853-2541
Fax: (540) 853-1145

Council Members:
M. Rupert Cutler
Alfred T. Dowe, Jr.
Beverly T. Fitzpatrick, Jr.
Sherman P. Lea
Brenda L. McDaniel
Brian J. Wishneff

April 3, 2006

The Honorable Mayor and Members of Roanoke City Council Roanoke, Virginia

Dear Mayor Harris and Members of Council:

We jointly sponsor a request of Alfred C. Anderson, Chair, Virginia Recreational Facilities Authority, to present an update regarding Explore Park projects at the regular meeting of City Council to be held on Monday, April 3, 2006, at 2:00 p.m.

Sincerely,

Beverly T. Fitzpatrick, Jr., Vice-Mayor

M. Rupert Cutler, Council Member

BTFJr/MRC:snh

pc: Darlene L. Burcham, City Manager William M. Hackworth, City Attorney Jesse A. Hall, Director of Finance Mary F. Parker, City Clerk



Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138

City Web: www.roanokeva.gov

April 3, 2006

The Honorable Mayor and Members of City Council Roanoke, Virginia

Dear Mayor and Members of Council:

I would like to sponsor a request from Jacqueline Shuck, Executive Director of Roanoke Regional Airport Commission, for submission of the Roanoke Regional Airport Commission Fiscal Year 2006 - 2007 Operating Budget.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB:sm

c: City Attorney
Director of Finance
City Clerk

ROANOKE REGIONAL AIRPORT COMMISSION

5202 Aviation Drive Roanoke, VA 24012-1148 (540) 362-1999 FAX (540) 563-4838 www.roanokeairport.com



March 15, 2006

Honorable Mayor and Members Roanoke City Council 215 Church Avenue, SW Roanoke, Virginia 24011

Re: Roanoke Regional Airport Commission Fiscal Year 2006-2007 Budget and Proposed Capital Expenditures

Dear Mayor Harris and Members of Council:

In accordance with the requirements of the Roanoke Regional Airport Commission Contract dated January 28, 1987, as amended, the Roanoke Regional Airport Commission is hereby submitting its Fiscal Year 2006-2007 Operating Budget (Attachment I) for approval. This Budget was adopted by the Commission at its meeting on March 15, 2006. We are also providing a separate listing of Capital Expenditures which are expected to exceed \$100,000 in cost and are intended to benefit five or more future accounting periods (Attachment II).

You will note that no deficit is anticipated in either the Operating Budget or for the listed Capital Expenditures; therefore, no additional appropriations are being requested or anticipated from the City or the County of Roanoke. Formal approval of the Operating Budget and the Capital Expenditure List by resolution of each of the participating political subdivisions would be appreciated.

I would be pleased to respond to any questions or comments that you may have with regard to this matter. On behalf of the Commission, thank you very much for your assistance and cooperation.

Very truly yours,

Jacqueline L. Shuck Executive Director

Enclosures

cc: Chairman and Members, Roanoke Regional Airport Commission Mark Allan Williams, General Counsel, Roanoke Regional Airport Commission William Hackworth, Roanoke City Attorney

Mary F. Parker, Clerk, Roanoke City Council

ATTACHMENT I

	ROANOKE REGIONAL AIRPORT CO FOR YEAR 2006-2007 BUDG	
	EXPENSE BUDGET	2005-2006 2006-2007 Budget Budget Percentage Expenditures Expenditures Change
1.	Operations and Maintenance Expenses A. Salaries, Wages and Benefits B. Operating Expenditures C. Other Maintenance & Improvement Projects Total Operations and Maintenance	\$ 3,328,926 \$ 3,641,577 9.4% 2,682,410 2,909,073 8.4% 30,000 53,680 78.9% 6,041,336 6,604,329 9.3%
2.	Non-Operating Expenses A. Interest B. Debt Service Total Non-Operating	294,947 254,012 -13.9% 448,021 466,103 4.0% 742,968 720,115 -3.1%
3.	Capital Expenses A. Capital Projects and Purchases B. Multi -Year Projects Total Capital Expenses	153,300 131,782 -14.0% 66,380 0 -100.0% 219,680 131,782 -40.0%
	Total Budgeted Expenditures	\$ 7,003,984 \$ 7,456,226 6.5%
	REVENUE PROJECTIONS	2006-2007 Revenue Projected Projection Revenues Change
1.	Operating Revenues A. Airfield B. General Aviation C. Terminal Related D. Other Revenues Total Projected Operating Revenues	\$ 1,471,093 \$ 1,370,247
2.	Non-Operating Revenues A. Interest from Debt Service B. Interest on Investments C. Non Capital Grants Total Projected Non-Operating Revenues	25,000 30,000 20.0% 480,600 609,500 26.8% 197,100 160,900 -18.4% 702,700 800,400 13.9%
	Total Projected Revenue	 \$ 7,181,583 \$ 7,674,108 6.9%

ATTACHMENT II

Proposed Capital Expenditures (For projects expected to exceed \$100,000 in cost and intended to benefit five or more accounting periods)

I. Projects

A. Rehabilitation of General Aviation Area Phase III:

1. <u>Description</u>: Rehabilitate and upgrade final aircraft taxilane and GA aircraft parking area; improve drainage.

2. <u>Justification:</u> Phases I and II of the General Aviation Rehabilitation Project were and are expected to be completed in late fall 2001 and May of 2006, respectively. The latest Master Plan update includes the rehabilitation of all GA taxilanes, with the final area being a portion of a former runway, as well as the parking area for itinerant GA aircraft. This area would also receive improved drainage.

Estimated Cost:

\$2,500,000

B. Overlay GA and Portion of Cargo Roads:

1. Description: Grind and pave portion of Aviation Drive near the new air traffic control tower and worn areas of Cargo Road.

2. Justification: Both roads, which are public use, but privately owned by the Commission, are showing wear and tear, especially due to large trucks carrying air cargo.

Estimated Cost:

\$130,000

C. <u>Upgrade Terminal HVAC System</u>:

1. Description: Upgrade pneumatic system with electronic DDC controls, expand system to meet needs of redesigned spaces.

2. Justification: After a complete testing and evaluation of the HVAC system, it appears that the pneumatically controlled VAV boxes and system are no longer holding up well. In addition, the system is in need of upgrading for more energy efficiency and certain parts have reached the end of their useful life and should be replaced.

Estimated Cost:

\$600,000

Attachment II Page 2

D. <u>Provide Security Enhancements to the Terminal Front</u>:

1. Description: Provide large, reinforced planting areas, lighting, and bollards to improve the security of the terminal front.

2. Justification: As part of an airport-wide project to provide capital improvements that enhance security, the terminal front plaza has been identified as a possible vulnerability area. This project will provide added security against vehicle entries into or near the terminal by constructing improvements, which are aesthetically pleasing and functional.

Estimated Cost:

\$500,000

E. <u>Upgrade and Replace FIDS and Intercom Systems</u>:

1. Description: Upgrade and/or replace the Flight Information Display System and terminal intercom system.

2. Justification: The two major communications systems providing information to passengers in the terminal building are approaching the end of their useful lives. Both computerized systems are becoming quite difficult to repair and cannot be expanded. New combined systems are now available.

Estimated Cost:

\$120,000

F. <u>Construct Multi-Bay Aircraft Hangar</u>:

1. Description: Construct a hangar with up to four bays for corporate aircraft and/or small, single service FBO operations.

2. Justification: With the completion of GA Redevelopment: Phase II, area is now available for the development of a multi-tenant hangar complex to be leased to corporations and/or fixed base operators providing a single type of aviation services to aircraft owners or the public. This "row" hangar is a more efficient use of the limited space available for development.

Estimated Cost:

\$1,500,000

II. Anticipated Funding Sources:

Federal AIP Grant Funds	\$2,375,000
State Aviation Grant Funds	1,205,000
Commission Capital Funds	270,000
Commission Bond Proceeds	1,500,000
City and County Funds	
Estimated Total Projects Funding	\$5,350,000

jls/07Cap.Proj.City/County

RESOLUTION OF THE ROANOKE REGIONAL AIRPORT COMMISSION

Adopted this 15th day of March 2006

No. 12-031506

A RESOLUTION approving and adopting the Commission's Operating and Capital Purchase Budget for fiscal year 2006-2007.

BE IT RESOLVED by the Roanoke Regional Airport Commission that the fiscal year 2006-2007 Operating and Capital Purchase Budget for the Commission as set forth in the report and accompanying attachment by the Executive Director dated March 15, 2006, is hereby approved;

BE IT FINALLY RESOLVED that the Executive Director is authorized on behalf of the Commission to submit the fiscal year 2006-2007 Operating and Capital Purchase Budget, as well as a list of Proposed Capital Expenditures, to the Roanoke City Council and the Roanoke County Board of Supervisors for approval pursuant to the contract between the Commission, Roanoke City and Roanoke County dated January 28, 1987, as amended.

ATTEST:

Secreta

VOTE:

AYES:

Dooley, Macfarlane, Minnix, Whittaker, Turner

NAYS:

None

ABSENT:

None

MX

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

A RESOLUTION approving the Roanoke Regional Airport Commission's 2006-2007

proposed operating and capital budget upon certain terms and conditions.

BE IT RESOLVED by the Council of the City of Roanoke that in accordance with the

requirements of the Roanoke Regional Airport Commission Act, as amended by the General

Assembly of Virginia, Chapter 385, 1996 Acts of Assembly, and the Roanoke Regional Airport

Commission Contract dated January 28, 1987, as amended by First Amendment, dated

December 6, 1996, the City of Roanoke hereby approves the Airport Commission's 2006-2007

proposed operating and capital budget, as well as a separate listing of certain proposed capital

expenditures, as more particularly set forth in a report from the Commission to this Council,

dated March 15, 2006.

ATTEST:

City Clerk.



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138

Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

The Honorable Mayor and Members of City Council Roanoke, Virginia

Dear Mayor and Members of Council:

I would like to sponsor a request from Steven R. Barger, Operations Manager of Roanoke Valley Resource Authority, for submission of the Roanoke Resource Authority's 2006 - 2007 Annual Budget.

Respectfully submitted,

Darlene L. Burcham City Manager

DLB:sm

c: City Attorney

Director of Finance

City Clerk



ROANOKE VALLEY RESOURCE AUTHORITY

March 22, 2006

Ms. Mary Parker, CMC City Clerk, City of Roanoke Municipal Building Room 456 215 Church Avenue, SW Roanoke, VA 24011-1536

Dear Ms. Parker:

In accordance with the Member Use Agreement, the Resource Authority is submitting its 2006-2007 annual budget to the City Council for approval. Enclosed are copies of the 2006-2007 budget for each member of the City Council.

A copy of the budget, along with the attached letter, have been sent to Ms. Burcham, requesting that she initiate action for approval of the budget by the City Council.

If you have any questions or if you need additional copies of the budget, please let me know. Your help with this matter is appreciated.

Sincerely,

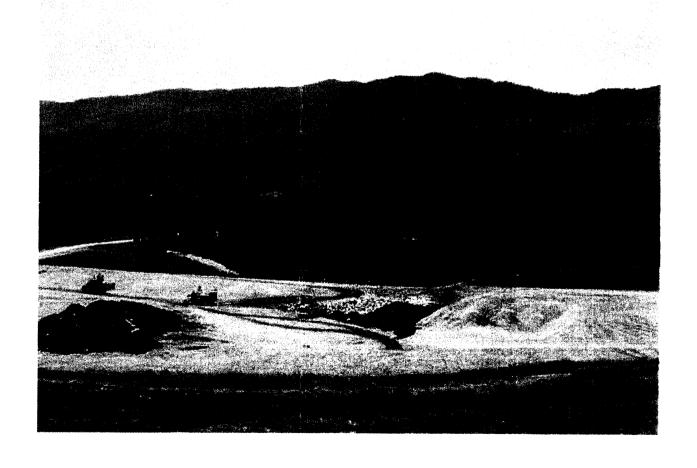
JOHN

John R. Hubbard, P.E. Chief Executive Officer

cc: Bob Bengtson

ROANOKE VALLEY RESOURCE AUTHORITY

2006-07 BUDGET



BOARD OF DIRECTORS, STAFF AND COUNSEL

Board of Directors

The Roanoke Valley Resource Authority Board of Directors is comprised of seven members appointed by the charter member jurisdictions. Four members represent Roanoke County, two members represent Roanoke City and one member represents the Town of Vinton. The Authority Board is governed by its Articles of Incorporations, Bylaws and the Members Use Agreement.

Bittle W. Porterfield III Chair

Anne Marie Green, Vice Chair County of Roanoke

Diane D. Hyatt, Treasurer County of Roanoke

> Keith Tensen County of Roanoke

Robert K. Bengtson City of Roanoke

Kevin S. Boggess Town of Vinton

Suzie Snyder County of Roanoke

Staff

The Roanoke Valley Resource Authority is directed by a Chief Executive Officer with 29 employees.

John R. Hubbard Chief Executive Officer

Deborah T. Charles Board Secretary

Counsel

The Resource Authority receives legal counsel through a contract with the Roanoke Regional Airport Commission.

Mark A. Williams, Esq. General Counsel

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Budget Su	mmary	
Revenues		
Expenses *	Personnel	
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*	Capital	
*	Reserves	
*	Debt Service	
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Rutrough 1	Road Landfill	
Appendix		
*	Resolutions	

_	Roanoke Valley Resource Authority -	
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		BUDGET SUMMARY
		2006-2007 BUDGET —

SUMMARY

REV.	ENUE	2006-2007		
	Disposal Fees	\$ 7,401,700		
	Interest Income	\$ 482,720		
	Transfer from General Surplus	\$ 783,555		
	Sale of Recyclable Material	\$ 26,000		
	Miscellaneous	\$ 28,000		
	Transfer - Rutrough Road	\$ 68,065	Total	\$ 8,790,040
EXPI	ENSES			
	Personnel	\$ 1,618,535		
	Operating	\$ 3,251,186		
	Capital	\$ 3,000		
	Transfer to Reserves	\$ 1,160,000		
	Debt Service	\$ 2,757,319		
			Total	\$ 8,790,040
DISPO	OSAL FEES			
	Municipal		Per Ton	\$45
	Private		Per Ton	\$55
			,	

SUMMARY BUDGETS

	2001-02	2002-03	2003-04	2004-05	2005-06	2006-07
REVENUE						
Disposal Fees	\$ 6,755,525	\$ 6,727,925	\$ 6,719,800	\$ 7,260,200	\$ 7,255,240	\$ 7,401,700
Interest Income	\$ 1,000,000	\$ 700,000	\$ 446,340	\$ 371,340	\$ 371,340	\$ 482,720
Transfer from General Surplus	\$ 519,000	\$ 800,000	\$ 876,329	\$ 875,310	\$ 860,885	\$ 783,555
Sale of Recyclable Material	\$ 28,000	\$ 24,000	\$ 30,000	\$ 31,000	\$ 24,000	\$ 26,000
Miscellaneous	\$ 21,000	\$ 18,000	\$ 19,500	\$ 28,000	\$ 28,000	\$ 28,000
Transfer - Rutrough Road	\$ -	\$ -	\$ -	\$ 62,665	\$ 67,205	\$ 68,065
TOTAL	\$ 8,323,525	\$ 8,269,925	\$ 8,091,969	\$ 8,628,515	\$ 8,606,670	\$ 8,790,040
EXPENSES						
Personnel	\$ 1,393,955	\$ 1,378,030	\$ 1,390,008	\$ 1,516,632	\$ 1,581,987	\$ 1,618,535
Operating	\$ 2,780,344	\$ 2,758,413	\$ 2,747,717	\$ 2,871,757	\$ 3,078,558	\$ 3,251,186
Capital	\$ 215,200	\$ 193,500	\$ 20,000	\$ 312,600	\$ 15,000	\$ 3,000
Transfer to Reserves	\$ 1,160,000	\$ 1,160,000	\$ 1,160,000	\$ 1,160,000	\$ 1,160,000	\$ 1,160,000
Debt Service	\$ 2,774,026	\$ 2,779,982	\$ 2,774,244	\$ 2,767,526	\$ 2,771,125	\$ 2,757,319
TOTAL	\$ 8,323,525	\$ 8,269,925	\$ 8,091,969	\$ 8,628,515	\$ 8,606,670	\$ 8,790,040
DISPOSAL FEES						
Municipal \$ per ton	51	51	42	42	45	45
Private \$ per ton	55	55	55	55	55	55
% INCREASE in expenses	3.3%	-0.6%	-2.2%	6.6%	-0.3 % 2006-2007 B	2.1%

	• :	Roanoke Valley Resource Authority		
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			REVENUES	
				·
Ь				2006-2007 BUDGET

REVENUES

CODE	DESCRIPTION	FY05-06	FY06-07	JUSTIFICATION
493	Total Tipping Fees	\$7,255,240	\$ 7,401,700	Municipal
				94,500 tons @ 45 \$ 4,252,500
				Commercial & Private 42,050 tons @ 55 \$ 2,312,750
				Residential 6,200 tons @ 45 \$ 279,000
				Wood 14,600 tons @ 35 \$ 511,000
				Tires 8,700 tires @ 2 \$ 17,400 2,610 tires @ 5 \$ 13,050 160 tons-split tires @ \$100 \$ 16,000 Total \$ 7,401,700
401	Interest Income	\$ 371,340	\$ 482,720	Debt Service Reserve Fund \$ 132,720 Operating & Other Reserve \$ 350,000
956	Transfer from General Surplus	\$ 860,885	\$ 783,555	Funds available from General Surplus fund
	Sale of Recyclable Material	\$ 24,000	\$ 26,000	Sale of Recyclable Scrap Metal & Miscellaneous
1 1	Miscellaneous Private Revenue	\$ 28,000	\$ 28,000	Mulch Sales
1	Transfer from Rutrough Road Fund	\$ 67,205		For services provided by staff in conjunction with Post Closure Care activities
	TOTAL REVENUE	\$8,606,670	\$ 8,790,040	

CODE	DESCRIPTION	FY05-06	FY06-07	J	USTI	FICATIO	'n	
	Tipping Fees			Based on tonn	age re	eceipts of :		157,510
451	City of Roanoke	\$ 2,388,500	\$ 2,384,500	Municipal 49,500 tons	@	45	\$	2,227,500
				Wood 4,200	@	35	\$	147,000
				Tires	w.	33	Ф	147,000
			j	3,000	@	2	\$	6,000
				800	@	5	\$	4,000
				City of Roanoke	Total		\$	2,384,500
452	County of Roanoke	\$ 1,990,000	\$ 1,995,000	Municipal				
				41,000 tons	@	45	\$	1,845,000
				Wood				
				4,000	@	35	\$	140,000
				Tires				
				1,000	@	2	\$	2,000
				1,600	@	5	\$	8,000
				County of Roano	ke To	tal	\$	1,995,000
453	Town Of Vinton	\$ 180,200	\$ 183,900	Municipal				
				4,000 tons	@	45	\$	180,000
				Wood				j
				100	@	35	\$	3,500
				Tires				
				200	@	2	\$	400
į					@	5	\$	-
				Town Of Vinton	Γotal		\$	183,900
458	Commercial	\$ 1,119,500	\$ 1,248,000	Commercial				
				22,050 tons	@	55	\$	1,212,750
				Wood				
				1,000	@	35	\$	35,000
				Tires				
					@	2	\$	-
				50	@	5	\$	250
				Commercial Total		·	\$	1,248,000
	SUBTOTAL	\$ 5,678,200	\$ 5,811,400					

TIPPING FEES

CODE	DESCRIPTION	FY05-06	FY06-07	JUSTIFICATION					
	Tipping Fees								
459	Private	\$ 1,202,540	\$ 1,222,800	Municipal & Co	mmer	cial			
				20,000 tons Wood		55	\$	1,100,000	
				2,800	@	35	\$	98,000	
				Tires					
			Ì	4,000	@	2	\$	8,000	
				160	@	5	\$	800	
				Split					
				160	@	100	\$	16,000	
				Private Total		7,07	\$	1,222,800	
463	Residents	\$ 374,500	\$ 367,500	Municipal					
				6,200 tons	@	45	\$	279,000	
				Wood	_				
				2,500	@	35	\$	87,500	
				Tires	_				
				500	@	2	\$	1,000	
				0	@	5	\$	-	
				Residents Total			\$	367,500	
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[5	SUB-TOTAL	\$ 1,577,040	\$ 1,590,300						
		ł	}						
I .	TOTAL TIPPING TEES	\$ 7,255,240	\$ 7,401,700						

Roanoke Valley Resource Authority	
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	EXPENSES
	PERSONNEL
	LENSOLVINEL
	2006-2007 BUDGET

CODI	DESCRIPTION	FY2005-06	FY2006-07	JUSTIFICATION
1010	Salaries	\$ 1,058,391	\$1,026,511	Salaries for 29 employees
1015	Overtime	\$45,000	\$45,000	Extra work required on Saturdays & Holidays
1020	Part - time	\$5,000	\$15,000	Buildings and grounds maintenance
1116	Supplements	\$10,000	\$10,000	Outstanding performance recognition
2100	F.I.C.A.	\$84,792	\$83,118	7.65 % of salaries, overtime, part time
2200	Retirement - VRS	\$108,343	\$124,689	13.44 % of salaries 26 employees \$927,743
2204	Retirement - City	\$30,497	\$14,924	15.11 % of salaries 3 employees \$ 98,768
2202	Deferred Comp. Match	\$19,500	\$18,850	\$25 per pay period 29 employees
2300	Hospitalization	\$156,000	\$171,744	31 participating employees 10.0% single 15 \$381 per month \$ 68,580 family 13 \$601 per month \$ 93,756 sing+1 2 \$392 per month \$ 9,408 includes 6 retirees
2310	Dental	\$5,500	\$5,860	25 participating employees
2400	Life Insurance - VRS	\$0	\$11,318	1.22 % of salaries 26 employees \$927,743
2401	Life Insurance - City	\$0	\$1,205	1.22 % of salaries 3 employees \$ 98,768
2500	Long Term Disability Ins.	\$2,963	\$2,874	Disability Insurance for 29 employees 0.56% salaries RVRA pays 50%
2700	Workers' Comp. Ins.	\$28,000	\$30,000	Workers' Comp. Insurance 29 employees
2800	Termination Pay	\$28,000	\$57,442	Annual and sick leave payments
	TOTAL PERSONNEL	\$1,581,986	\$1,618,535	

PERSONNEL

POSITION	#	GRADE	CURR	ENT PAY R	AN	GE
CEO	1	U		Unclassified	i	
Administrative Assistant	0	24	\$ 33,990	to	\$	50,507
Operations Manager	1	35	\$ 58,135	to	s	86,386
Superintendent	0	28	\$ 41,316	to	\$	61,393
Operations Supervisor	2	24	\$ 33,990	to	\$	50,507
Administrative Secretary	3	17	\$ 24,156	to	\$	35,895
Secretary	0	13	\$ 19,483	to	\$	28,951
Motor Equipment Operator II	14	19	\$ 26,632	to	\$	39,574
Building Maintenance Mechanic	. 1	19	\$ 26,632	to	\$	39,574
Motor Equipment Mechanic II	2	19	\$ 26,632	to	\$	39,574
Scale Operator	2	16	\$ 23,006	to	\$	34,186
Scale Operator/Office Assistant	0	16	\$ 23,006	to	\$	34,186
Account Clerk I	0	15	\$ 21,480	to	\$	31,918
Laborer/Operator	2	13	\$ 19,874	to	\$	29,532
Accountant	1	24	\$ 33,323	to	\$	49,516
Senior Equipment Operator	1	21	\$ 29,362	to	\$	43,630
TOTAL SALARIES	29		\$	983,551	(6/30/2006
Adjustments:						
Market Performance	2.0% 2.0%	mid-point \$ 1,129,206	\$ \$	19,671 22,584	\$	1,003,222
Pay Plan Adjustment		<i>ψ</i> 1/12/200	\$	705		
		Total	\$	42,960		
TOTAL ADJUSTED SALARIES			\$	1,026,511		
*9 POSITIONS VACANT						
				2006	- 2007	BUDGET

EXPENSES OPERATING		Roanoke Valley Resource Authority		
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CODE	DESCRIPTION		FY05-06]	FY06-07	JUSTIFICATION		
3004	Medical Exams	\$	600	\$	600	Physical exams for new emdrug and alcohol random to		es;
3007	Contract Services	\$	169,075	\$	172,925	Employee Assistance Progr \$15.50 @ x 30 employees Groundwater Monitoring *Drinking Water Sampling	\$	465
						24 @ \$615/ sample *Monitoring Wells 5 wells; 2 events/year	\$	14,760
						\$17,500/event =	\$	35,000
						Norfolk Southern	ф.	1 000
			·			Rail Inspections Stormwater Discharge *Permit Sampling	\$	1,000
						2 samples x \$250	\$	500
į		l				Gas Monitoring		
]				Quarterly @ \$650	\$	2,600
		İ				Clean Valley Council 12 months	\$	45 000
						Freon Removal	Φ	45,000
						no charge	\$	-
						Tire Disposal	•	
				<u> </u>		800 TONS @ \$92.00	\$	73,600
		_	10.004		10.004	C. to Control For 1911		
3011	Janitorial Service	\$	18,204	\$	18,204	Services for all Facilities \$1,517/month	\$	18,204
2012	T	_	1 404	<u></u>	1 450	T.C. (*(4/	<u> </u>	7/0
3012	Exterminating Services	\$	1,404	>	1,452	T.S \$64/month S.G \$57/month	\$ \$	768 684
	ļ i					15.G 407 / Hondi	Ψ	001
2012	D (: 10	¢	(0.475	e	(E 22E	Andiking Compiess	¢	10.020
3013	Professional Services	\$	62,475	\$	65,235	Auditing Services Legal Services	\$ \$	10,930 40,130
						Engineering Services	\$	5,000
İ				!		Software support	\$	3,675
						Outside Legal	\$	4,000
ĺ						Leachate sampling	\$	1,500
2000) (ф 1	472.000	¢ 1	E60 760	Norfalls Courthann 140 750		
3029	Municipal Waste	ÞΙ	,472,208	P 1,	562,760	Norfolk Southern $142,750$ 61 tons/car = $2,340$	45%	increase
ļ							4.5 <i>7</i> 0 \$	1,269,000
							\$	293,760
						Total	\$	1,562,760

				_		
CODE	DESCRIPTION		FY05-06		FY06-07	JUSTIFICATION
3030	Waste Water Freight	\$	102,400	\$	95,375	Leachate Cars 175 Cars @ \$545 \$ 95,375
3035	Stone Car Freight Charge	\$	7,305	\$	8,160	Stone Cars 15 Cars @ \$544 \$ 8,160
3101	Temporary Help	\$	-	\$	-	Buildings and grounds maintenance
3202	Repairs/Office Equipment	\$	1,500	\$	1,000	Maintenance and repairs to office equipment
3204	Repairs to Autos	\$	4,000	\$	4,000	Maintenance and repairs to all road vehicles
	Repairs to Data Processing	\$	1,500	\$	1,500	Maintenance and repairs to all data processing equipment
	Repairs to Buildings and Grounds	\$	60,000	\$	50,000	Maintenance and repairs to all buildings and property; pump stations, septic tanks.
	Repairs to Other Equipment	\$	120,000	\$	135,000	Construction Equipment Off Road Vehicles \$ 100,000 Tipper \$ 10,000 Railcars \$ 5,000 Miscellaneous Equipment \$ 20,000 Tub Grinder, Seeder, etc.
3530	Printed Forms	\$	5,000	\$	5,000	Letterhead, envelopes, cards, scale tickets repair orders, purchasing forms includes General Counsel
3610	Advertising	\$	2,000	\$	2,000	Personnel, RFP, bids, public hearings, etc.
3620 F	Public Information	\$	3,000	\$	3,000	Newsletter \$ 450 Handouts \$ 1,100 User Brochures \$ 300 HHW Brochures \$ 650 Miscellaneous \$ 500

CODE	DESCRIPTION	FY05-06	FY06-07	JUSTIFICATION
3625	Promotional Articles	\$ 2,000	\$ 2,000	Recycling handouts, pens, pencils, miscellaneous items
3630	Special Events	\$ 2,000	\$ 2,000	Annual Employee Outings
4600	Central Services	\$ 45,000	\$ 45,000	Administrative services, Roanoke County/Roanoke City for data processing, accounting, miscellaneous
5110	Utilities - Electricity	\$ 42,500	\$ 42,500	Transfer Station \$1,333/month \$ 16,000 Smith Gap Landfill \$2,208/month \$ 26,500
5121	Utilities - Heat - Fuel	\$ 14,200	\$ 16,500	Transfer Station Natural Gas \$ 5,700 Smith Gap Landfill Propane Gas \$ 10,800
5141	Water Service - Transfer Station	\$ 5,000	\$ 3,800	Water Service for Transfer Station
5142	Sewer Service - Transfer Station	\$ 12,000	\$ 12,500	Sewer Service Leachate - Smith Gap \$ 12,500
5210	Postage	\$ 3,500	\$ 3,650	Postage for all mailings and correspondence, postage meter rent, includes General Counsel
5230	Telephone	\$ 12,000	\$ 8,500	Telephone service to both facilities, rental of lines & equipment, long distance calls, fax lines, includes General Counsel
5235	Cell Phones	\$ 1,600	\$ 1,680	Service for four cell phones

CODE	DESCRIPTION	FY05-06	FY06-07	JUSTIFICATION	
5302	Property Insurance-Fire	\$ 59,000	\$ 59,000	Coverage for all buildings, contents, and equipment	
5305	Motor Vehicle Insurance	\$ 8,100	\$ 8,100	Insurance for on-road vehicles	
5307	Public Officials Insurance	\$ 400	\$ 400	Insurance through VML or VACO pools	
5308	General Liability Ins.	\$ 10,500	\$ 10,600	Coverage for all facilities & property	
5410	Rent of Equipment	\$ 12,000	\$ 12,000	Rental of Miscellaneous Equipment Heavy Equipment Emergency Equipment Copy Machines	
5501	Travel - Mileage	\$ 500	\$ 500	Use of personal vehicles for RVRA business, staff, and Board Members	
5503	Travel - Lodging	\$ 2,500	\$ 2,500	Out of town conference lodging, SWANA, VML, legal conferences, including meals	
5504	Conference	\$ 1,500	\$ 1,500	Conference registrations; SWANA, VML, legal conferences	
	Dinner Meetings - Luncheons	\$ 2,500	\$ 2,500	Monthly Board meetings, dinners and luncheons associated with RVRA	
5540	Training & Education	\$ 2,000	\$	Operator training for hazardous materials, certification, miscellaneous	
5601	Contributions	\$ 402,000	\$	Payments per contract to: Roanoke County \$ 300,000 Roanoke City \$ 100,000 Volunteer fire and rescue \$ 2,000	

OPERATING _

CODE	DESCRIPTION	FY05-06	FY06-07	JUSTIFICATION
5801	Dues	\$ 1,500	\$ 1,500	Professional & Association dues: SWANA, SWVSWMA, Rotary, IAAP
5815	Warrants and Fees	\$ 16,800	\$ 16,850	Returned check fees and misc. fees DEQ annual fee - \$16,021.83
5823	Employee Recognition	\$ 5,500	\$ 5,500	Awards and Certificates
5850	Miscellaneous Operating	\$ -	\$ -	No programs planned
6010	Office Supplies	\$ 6,000	\$ 6,000	Office paper, pens, pencils, folders, etc.
6011	Photocopies	\$ 400	\$ 400	Miscellaneous Photocopies
6013	Small Equipment & Supplies	\$ 13,000	\$ 13,000	Small items of office and shop equipment and supplies, tools, miscellaneous
6040	Medical Supplies	\$ 1,000	\$ 1,000	First aid kits and vaccinations
6050	Janitorial Supplies	\$ 1,500	\$ 1,500	Supplies for general cleaning & sanitation
6071	Radio Parts	\$ 2,650	\$ 3,600	Miscellaneous radio parts, annual use and maintenance fee
6080	Gas, Oil, Grease	\$ 175,000	\$ 260,000	Fuel for all equipment and vehicles, includes oil, lubricants
6091	Tires, Tubes, Parts	\$ 40,000	\$	Replacement and maintenance parts and supplies for all equipment and vehicles
	Uniform and Wearing Apparel	\$ 14,000	\$	Safety Shoes - 23 employees \$ 2,300 Rain gear, shirts, hats, misc. \$ 1,500 Rental of uniforms - 23 \$ 10,000 mats, towels \$ 200

CODI	DESCRIPTION		FY05-06		FY06-07	JUSTIFICATION
6202	Subscriptions	\$	100) \$	100	Professional magazines and manuals
6203	Books	\$	200) \$	200	Miscellaneous books and manuals
6211	Code Books	\$	_	- \$	-	Miscellaneous legal code books
6501	Other Operating Supplies	\$	30,000	\$	25,000	Disinfectants, deodorizers, salt for roads, gravel and stone for roads, seed, mulch fertilizers and lime for seeding slopes, fill areas and other areas, miscellaneous office supplies
6510	Safety Equipment and Supplies	\$	-	\$	1,200	Update Red Cross video and books
6503	Fire Equipment and Supplies	\$	1,200	\$	1,200	Fire hoses, nozzles, wrenches for fire fighting and for cleaning both facilities
9670	Unappropriated Balance	\$	98,377	\$	94,695	For unexpected expenditures 3.0%
,	TOTAL OPERATING	\$ 3,0	078,558	\$ 3,	.251,186	

	Roanoke Valley Resource Authority	• • • • • • • • • • • • • • • • • • • •		
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			EXPENSES	
			CAPITAL	
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				2006-2007 BUDGET

CODE	DESCRIPTION	FY05-06	FY06-07	JUSTIFICATION
8101	Machinery & Equipment New	\$ -	- \$ -	
8102	Machinery & Equipment Replacement	\$ -	- \$ -	
8201	Furniture, Office Equipment New	\$ -	\$ -	
8202	Furniture, Office Equipment Replacement	\$ 15,000	\$ -	
8302	Communications Equipment Replacement	\$ -	\$ 3,000	Purchase two new radios
8402	Small Capital Outlay Replacement	\$ -	\$ -	
	Data Processing Equipment New	\$ -	\$ -	
	Data Processing Equipment Replacement	\$ -	\$ -	
8903	Building Improvements	\$ -		
	FOTAL CAPITAL	\$ 15,000	\$ 3,000	

 Roanoke Valley Resource Authority		
	,	
	EXPENSES	
	RESERVES	
		2006-2007 BUDGET

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CODE	DESCRIPTION	BALANCE 7/1/2006	DEPOSIT 2006-07	EXPENSE 2006-07	BALANCE 6/30/07	JUSTIFICATION
924500	Landfill Closure	\$ 4,382,755	\$ 250,000	\$ 50,000	\$ 4,582,755	As required by Bond Indenture and State & Federal regulations to close Smith Gap landfill. Expenditure for Bid documents
925010	Equipment Reserve	\$ 1,929,631	\$ 400,000	\$ 530,000	\$ 1,799,631	For replacement of equipment per equipment replacement schedule.
925020	Environmental Contingency Fund	\$ 500,000	\$ -	\$ -	\$ 500,000	Groundwater protection fund per local permit.
925030	Landfill Host Community Improvement Fund	\$ 98,000	\$ 10,000	\$ -	\$ 108,000	As per local permit. There are no planned expenditures.
	Property Value Protection	\$ 443,193	\$ -	\$ -	\$ 443,193	As per local permit. Current fund is adequate based on anticipated sales.
	Future Site Development	\$ 3,870,480	\$ 500,000	\$4,213,100		Bidding and begin construction of Phases 5-10
	Landfill Interim & Post Development	\$ 244,000	\$ -	\$ -		For development of unused portions of Smith Gap property for recreation.
	TOTAL CAPITAL	\$11,468,059	\$ 1,160,000	\$4,793,100	\$7,834,959	

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	BOND/BUDGET	
	COMPARISON	
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_	2006-200	7 BUDGET

BOND BUDGET

COMPARISON

CATEGORY	I	BOND PROJECTION		CURRENT BUDGET		FY2006-07 BUDGET
WASTE GENERATION (Tons) Solid Waste Generated Residential Waste Commercial Waste Less: Additional Source Recycling Residential Waste Commercial Waste Solid Waste to the System		83,700 111,000 (5,200 (7,000 182,500		101,200 39,200 0 0 140,400		100,700 42,050 0 0 142,750
OPERATING REVENUES Tipping Fee Revenue Requirement Interest Income Recycling Income Transfer from General Surplus Total Operating Revenues	\$ \$ \$ \$ \$	12,978,000 814,000 - - 13,792,000	\$ \$ \$ \$ \$ \$	7,255,240 371,340 52,000 860,885 8,539,465	\$ \$ \$	7,401,700 482,720 54,000 774,653 8,713,073
OPERATING EXPENSES Landfill and Transfer Station Rail Expenses Total Operating Expenses	\$ \$ \$	4,692,000 2,625,000 7,317,000	\$ \$ \$	2,693,272 1,582,273 4,275,545	\$ \$ \$	2,806,426 1,666,295 4,472,721
NET REVENUE AVAILABLE for DEBT SERVICE	\$	6,475,000	\$	4,263,920	\$	4,240,352
DEBT SERVICE	\$	3,590,000	\$	2,771,125	\$	2,757,319
DEPOSITS TO RESERVE ACCOUNTS Closure Fund Renewal and Replacement Funds Equipment Reserves	\$	500,000 700,000		250,000 400,000		250,000 400,000
Environmental Contingency Fund Host Community Improvement Property Value Protection Total Deposits to R & R Fund	\$ \$ \$	130,000 10,000 - 840,000	\$	10,000	\$	10,000
HOST FEES	\$	400,000	\$ \$	400,000	\$	410,000
EXCESS REVENUES	\$	1,145,000	\$	432,795	\$	423,033
INDENTURE COVERAGE TEST (.10 minimum)		0.3189		0.1562		0.1534
ADDITIONAL DEPOSITS TO RESERVES Further Site Development Interim and Post Development Recycling Total Additional Deposits to Reserves	\$ \$ \$ \$	920,000 25,000 200,000 1,145,000	\$ \$ \$ \$	500,000 - - - 500,000	\$ \$ \$ \$	500,000 - - 500,000
SOLID WASTE TIPPING FEES (\$/ton) Residential (Municipal) Commercial	\$	68.26	\$	45.00	\$	45.00 55.00

____ 2006-2007 BUDGET

Roanoke Valley Resource	- Authorny		
		TIPPING FEE	
		BREAKDOWN	

TIPPING FEE BREAKDOWN

CATEGORY	LANDFILL	TRANSFER	TRANSPORT	TOTAL	PERCENT
OPERATIONS	12.48	6.15	9.77	28.40	50%
DEBT SERVICE	8.54	4.47	6.40	17.51	31%
DEPOSITS AND RESERVES	8.81	1.09	0.00	10.92	19%
TOTAL	29.83	11.71	16.17	* 56.82	100%
PERCENTAGE	53%	21%	28%	100%	

NOTES:

Operations costs are estimated to be 67% landfill and 33% transfer station. \$4,472,721.00

Debt service based on construction costs: 44% landfill, 23% transfer, 33% rail. \$2,757,319.00

Deposits allocated as 89% landfill, 11% transfer (includes host fees). \$1,560,000.00

Based on receiving a total of 157,510 tons

*Additional revenue other than tipping fees allows total to be reduced to the proposed rates of:

- \$ 45.00 per ton
- \$ 55.00 per ton

	Roanoke Valley Resource Authority -	
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		RUTROUGH ROAD
		ROIROGLIROAD
		LANDFILL
		2000-2007 BUDGEI

RUTROUGH ROAD

LANDFILL

CODE	DESCRIPTION	FY05-06	FY06-07	JUSTIFICATION	
	Beginning Balance July 1, 2006	\$ 5,507,101	\$ 3,588,196	Anticipated Balance	
	Expenditures -Budgeted	\$ 2,008,905	\$ 418,765	All Post Closure Care Activities	
	Interest	\$ 90,000	\$ 100,000	Estimated Interest Income from Investments	
					-
E	STIMATED BALANCE	\$ 3,588,196	\$ 3,269,431		

2006-2007 BUDGET

RUTROUGH ROAD LANDFILL

COD	E DESCRIPTION		FY05-06		FY06-07	JUSTIFICATIO)N	
3007	Contract Services	\$	1,522,300	\$	90,800	Groundwater Monitoring Lab Analysis - 2 Events Gas Monitoring Quarterly	\$	35,000
						\$950/Event	\$	3,800
						Gas Extraction System	\$	12,000
1						monitoring	•	20.000
						Cap Maintenance	\$	20,000
						miscellaneous seeding, grading, E & S control care		
						Road Maintenance Stone	\$	20,000
						Synthetic cap installation	\$	20,000
		1		1		Groundwater well	\$	-
1		İ		1		Installation (ACM)	,	
3013	Professional Services	\$	51,400	\$	51,400	Engineering Services		
						Groundwater Sampling		
	1					2 Events @ \$15,700	\$	31,400
	1					Groundwater Assessment	\$	-
İ	1	Ì				Program		
		1				Miscellaneous	\$	10,000
3208	Pomoir and Maintenance	\$	260,000	6	200,000	Legal Services	\$	10,000
3206	Repair and Maintenance	→	360,000	\$	200,000	Disposal of Leachate	\$	200,000
5110	Utilities - Electricity	\$	6,000	\$	6,000	Electric Service for Blower/F	Flare S	Station
5230	Telephone	\$	-	\$	-	Included in internal services		
5815	Warrants & Fees	\$	-	\$	500	DEQ Annual Fee		
5850	Miscellaneous	\$	2,000	\$	2,000	Overtime, advertisement, and	d bott	tled gas.
6302	Property Insurance	\$	-	\$		Coverage for Flare Station an Equipment	d Ass	sociated
8101	Machinery & Equipment	\$	60,000	\$	-			
9808	Transfer to RVRA Operations	\$	67,205	\$		Personnel Cost of Administra and Operating expenses incur		
	TOTAL	\$ 1,	941,700	\$	418,765			

2006-2007 BUDGET

	Roanoke Valley Resource A	uthority —		
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			APPENDIX	
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				2006-2007 BUDGET

RESOLUTION

RESOLUTION OF THE ROANOKE VALLEY RESOURCE AUTHORITY

Adopted this 22th day of March, 2006

No. RA2006-443

A RESOLUTION approving the Authority's annual budget for fiscal year 2006-2007 and authorizing submittal of such budget to the governing bodies of the Charter Member Users for approval.

BE IT RESOLVED by the Roanoke Valley Resource Authority that:

- 1. The fiscal year 2006-2007 Annual Budget for the Roanoke Valley Resource Authority as set forth in the report and accompanying attachments by the Chief Executive Officer dated March 22, 2006, and submitted to this Board is hereby approved;
- 2. The Authority Chairman is authorized on behalf of the Authority to submit the fiscal year 2006-2007 annual budget and related documents to the governing bodies of the Charter Member Users, being the County of Roanoke, the City of Roanoke, and the Town of Vinton, for approval in accordance with the requirements of the Roanoke Valley Resource Authority Members Use Agreement, dated October 23, 1991, as amended.

On the motion of Mr. Bengtson to adopt the resolution, and carried by the following recorded vote:

AYES:

Mr. Porterfield, Mrs. Green, Mr. Bengtson, Mr. Boggess, Mrs. Hyatt, Mrs. Snyder,

RVRA Board Secretary

Mr. Tensen

NAYS:

None

ABSENT:

None

YOUX

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

A RESOLUTION approving the annual budget of the Roanoke Valley Resource Authority for Fiscal Year 2006-2007, upon certain terms and conditions.

BE IT RESOLVED by the Council of the City of Roanoke that the annual budget for the Roanoke Valley Resource Authority for Fiscal Year 2006-2007, in the amount of \$8,790,040 is hereby approved, all as more particularly set forth in a letter to the City Manager, dated March 22, 2006, from Bittle W. Porterfield, III, Chairman, Board of Directors of Roanoke Valley Resource Authority, copies of which have been provided to Council.

ATTEST:

City Clerk.



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor, and Members of City Council Roanoke, Virginia

Dear Mayor Harris and Members of Council:

Subject:

Funding for Western Virginia

Workforce Development Board Workforce Investment Act

WOIKIOICE IIIVESIIIIE

(WIA) Programs CM06-00044

This is to request space on Council's regular agenda for a report on the above referenced subject.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB:sm

c:

City Attorney City Clerk

Director of Finance



IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to transfer funding between various programs of the 2004 and 2005 Workforce Investment Act Grants, amending and reordaining certain sections of the 2005-2006 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 Grant Fund Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

Appropriations

WIA – Contractual Services Adult Prog PY04	035-633-2311-8057	\$109,000
WIA - Contractual Services Dislocated PY04	035-633-2312-8057	(109,000)
WIA – Contractual Services Adult Prog PY05	035-633-2321-8057	50,000
WIA – Contractual Services Dislocated PY05	035-633-2322-8057	(50,000)

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.

DR

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

A RESOLUTION accepting the Western Virginia Workforce Development Board Workforce Investment Act funding of \$159,000 and authorizing the City Manager to execute the requisite documents necessary to accept the funding.

BE IT RESOLVED by the Council of the City of Roanoke as follows:

- The Western Virginia Workforce Development Board Workforce Investment
 Act funding of \$159,000 is hereby ACCEPTED.
- 2. The City Manager is authorized to execute, and the City Clerk is authorized to attest, the requisite documents necessary to accept funding, and any and all understandings, assurances and documents relating thereto, in such form as is approved by the City Attorney, as more particularly set out in the City Manager's letter dated April 3, 2006, to City Council.

ATTEST:

City Clerk.

William to the



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject:

Virginia's Opportunity Regions

Marketing Grant

Background:

The Virginia Economic Development Partnership (VEDP) established the Virginia's Opportunity Regions Marketing Grant to assist local governments in the state with marketing. In December 2005, the Division of Economic Development applied for this grant to design and print marketing brochures for the City, Roanoke Centre for Industry and Technology (RCIT), the Riverside Centre and Enterprise Zones One A and Two.

In March 2006, for the second year in a row, the Virginia Economic Development Partnership awarded the City of Roanoke a grant. This grant is for \$10,000.00 and requires 50% in matching funds. Matching funding of an additional \$5,000 for this grant is available in the Economic Development budget (account number 001-310-8120-2015).

A grant contract to receive the grant needs to be signed by the City Manager and returned to the State for the money to be received.

Honorable Mayor and Members of City Council Page 2 April 3, 2005

Considerations

City Council action is needed for the City to formally accept and appropriate these funds and authorize the Director of Finance to establish a revenue account to receive the funds. City Council must also authorize the City Manager to sign a grant contract accepting the Virginia's Opportunity Regions Marketing Grant.

Recommended Action:

Accept the grant as described above. Authorize the City Manager to execute a grant contract to accept such funds and to execute any other required grant documents, all such documents to be approved as to form by the City Attorney.

Adopt the accompanying budget ordinance to establish revenue estimates totaling \$15,000 in the Grant Fund, to transfer \$5,000 from the General Fund Economic Development account, and to appropriate funding totaling \$15,000 into an expenditure account to be established by the Director of Finance in the Grant Fund.

Respectfully submitted,

Darlene L. Burgham

City Manager

DLB:lb

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
R. Brian Townsend, Director of Planning Building & Economic Development
Sherman M. Stovall, Director of Management and Budget

CM06-00052



IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to appropriate funding from the Commonwealth for the Virginia Opportunity Region Grant, amending and reordaining certain sections of the 2005-2006 General and Grant Funds Appropriations, and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 General and Grant Funds Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

General Fund		
Appropriations		
Advertising	001-310-8120-2015	\$ (5,000)
Transfer to Grant Fund	001-250-9310-9535	5,000
Grant Fund		
Appropriations		
Advertising	035-310-8124-2015	15,000
Revenues		
Virginia Opportunity Region Grant-State	035-310-8124-8124	10,000
Virginia Opportunity Region Grant-Local	035-310-8124-8125	5,000

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.

6.a.2.

IN THE COUNCIL FOR THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION authorizing the acceptance of a Virginia's Opportunity Regions

Marketing Grant from the Virginia Economic Development Partnership; and authorizing the City

Manager to execute a grant contract to accept such funds and any other required grant

documentation on behalf of the City.

BE IT RESOLVED by the Council of the City of Roanoke as follows:

1. The City Manager is hereby authorized on behalf of the City to accept from the

Virginia Economic Development Partnership a Virginia's Opportunity Regions Marketing Grant

in an amount up to \$10,000.00, with the City providing an additional 50% in local matching

funds. Such grant is more particularly described in the letter of the City Manager to Council

dated April 3, 2006.

2. The City Manager is also authorized to execute, on behalf of the City, a grant

contract to accept such funds and any other documents required for the Virginia's Opportunity

Regions Marketing Grant, approved as to form by the City Attorney, in connection with the

acceptance and administration of such grant and to furnish such additional information or

documents as may be required by the Virginia Economic Development Partnership.

ATTEST:

City Clerk.



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of Council:

Subject: Certified Crime Prevention

Community

Background:

The Certified Crime Prevention Community Program is a program that publicly recognizes and certifies localities that have implemented a defined set of community safety strategies as part of a comprehensive community safety/crime prevention effort. The program encourages localities to develop and implement collaborative community safety plans within a flexible framework designed by the Virginia State Crime Commission. To either obtain certification or remain certified, a locality must meet 12 core community safety elements/strategies augmented by a minimum of seven approved optional elements. The Department of Criminal Justice Services administers and monitors this program.

The City of Roanoke has maintained certification as a crime prevention community since 2001. Every three years we must apply for re-certification. As a part of the re-application process, Council must pass a resolution affirming our interest in maintaining the certified status, as well as authorizing any City official to provide the required documentation needed as part of the application process.

Maintaining certification is important because certified localities receive preference points during State grant application review, insurance policy holders living in the community may receive premium discounts and the Honorable Mayor and Members of Council April 3, 2006 Page 2

certified designation can be used as a marketing tool to attract businesses and conference planners.

Recommended Action:

Approve the attached resolution authorizing the City Manager or her designee to begin the application process for re-certification as a crime prevention community.

Respectfully submitted,

Darlene L. Burdham City Manager

DLB:gws

c: Mary F. Parker, City Clerk William M. Hackworth, City Attorney Jesse A. Hall, Director of Finance Rolanda B. Russell, ACM for Community Development A. L. Gaskins, Chief of Police

CM06-00049

THS

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION authorizing the City's continued participation in the Virginia Certified Crime Prevention Community Program.

WHEREAS, Council is interested in the safety and security of its citizenry and the community at large and is prepared to support appropriate efforts within the community to promote crime prevention and community safety; and

WHEREAS, the Department of Criminal Justice Services (DCJS) offers a program entitled the Certified Crime Prevention Community Program which is specifically designed to recognize Virginia communities committed to crime prevention and community safety while providing a framework for those communities to institutionalize crime prevention at the local level.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Roanoke as follows:

- 1. The City of Roanoke is a participant in the Certified Crime Prevention Community Program, and authorizes the City Manager to take all reasonable steps to meet the DCJS requirements for the City to remain designated as a Certified Crime Prevention Community.
- 2. Because the program requires the existence of a local community crime prevention/community safety council or coalition, this Council redesignates the Crime and Safety Coalition of Roanoke to represent our community for the purpose of participating in this program.

ATTEST:

City Clerk



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of Council

Subject: Participation in the Virginia

Juvenile Community Crime

Control Act (VJCCCA)

Background:

The City of Roanoke has participated in the Virginia Juvenile Community Crime Control Act since its inception in 1996. Each biennium, a local plan is developed to address the needs of juveniles who are before the juvenile intake on complaints or the court on petitions alleging that the child is in need of service or supervision, or is delinquent. The intent of the VJCCCA is to establish a community-based system of sanctions that are ordered by the Juvenile and Domestic Relations District Court, and services to address the needs of the eligible population. The City of Roanoke's programs to address these needs include: Youth Haven, Sanctuary-Crisis Intervention Center, Outreach Detention, Electronic Monitoring, Substance Abuse Counselor and Enhanced Community Service.

Considerations:

A resolution from the governing body of each participating locality endorsing participation in VJCCCA is required by the Commonwealth each biennium. The VJCCCA guidelines provide that the locality may word it such that it intends to participate in VJCCCA until they notify the Virginia Department of Juvenile Justice, in writing, that it no longer wish to participate, without the need for a new resolution being obtained each biennium. No further City Council action

Mayor Harris and Members of City Council April 3, 2006 Page 2

would be required to continue to participate or make revisions to future VJCCCA plans.

There are two staff members in the VJCCCA programs who currently operate under a cooperative supervision agreement between the City of Roanoke and the Virginia Department of Juvenile Justice. These staff members are City employees who are provided with supervision from the Virginia Department of Juvenile Justice and are assigned to assist in the delivery of services to juveniles under the VJCCCA. An updated Memorandum of Agreement is necessary to provide the terms under which the City employees will carry out their duties under the supervision of the Department of Juvenile Justice for the coming biennium. Subsequent VJCCCA plans each biennium or revised plans within the biennium will require a revised Memorandum of Agreement.

Recommended Action(s)

Adopt a resolution endorsing the City of Roanoke's participation in the Virginia Juvenile Community Crime Control Act.

Authorize the City Manager to execute the required Memo of Agreement (Attachment A) used as guidance for providing direction and support to City of Roanoke employees assigned to the Department of Juvenile Justice in connection with the Virginia Juvenile Community Crime Control Act. This agreement will be updated by the City Manager with the renewal and/or revision of future VJCCCA plans.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB:jo

Attachment

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse Hall, Director of Finance
Jane Conlin, Director of Human/Social Services
Rolanda B. Russell, Assistant City Manager for Community Development

MEMORANDUM OF AGREEMENT

THIS MEMORA	NDUM OF AGREEMENT	between the Comm	nonwealth of V	irginia,
Department of Ju-	venile Justice ("DJJ") and th	e City of Roanoke,	Virginia ("City	y") is
dated this	day of April 2006.	,		

WITNESSETH:

WHEREAS, the City has received funding through the Commonwealth of Virginia for implementation of the Virginia Juvenile Community Crime Control Act ("VJCCCA");

WHEREAS, the City and the Commonwealth of Virginia developed a plan, approved by City Council and the DJJ that provides for the hiring of City personnel to implement the VJCCA (the "Plan");

WHEREAS, the parties wish to reduce to writing the understanding of the parties concerning the Plan that sets forth operational, administrative and logistical support parameters to be used as guidance for providing direction and support to City of Roanoke employees assigned to the Department of Juvenile Justice in connection with the Virginia Juvenile Community Crime Control Act (VJCCCA).

NOW, THEREFORE, the following contains the understanding of the parties with regard thereto:

- 1. The City of Roanoke will be responsible for providing to the Department of Juvenile Justice persons to work on activities related to the VJCCCA projects. The number and job classification of persons assigned to DJJ by the City of Roanoke will be as agreed upon by DJJ and the City of Roanoke.
- 2. The City of Roanoke may elect to hire persons specifically to work at DJJ on VJCCCA projects or it may assign persons already employed by the city to work on the VJCCCA projects. At its option, the City of Roanoke may invite DJJ representatives to assist it in the hiring of persons to work on VJCCCA projects or delegate the hiring authority to DJJ. In the event the City of Roanoke delegates the hiring authority to DJJ, the Organizational Unit Head of the DJJ Unit will ensure that the hiring process is conducted in accordance with the rules governing the City of Roanoke employment process.
- 3. Persons assigned to DJJ by the City of Roanoke will remain employees of the City of Roanoke and subject to the personnel rules and practices governing the employees of that locality.
 - 4. The Organizational Unit Head of the DJJ Unit will be responsible for ensuring

that managers and supervisors assigned to the unit are informed of the personnel rules governing persons assigned to the unit by the locality and adhere to such rules in supervising such persons. DJJ and City of Roanoke representatives will establish procedures for DJJ supervisors to report and address the work performance of persons assigned to the VJCCCA projects. Specific emphasis will be placed on procedures to be taken to complete annual job performance evaluations and to report interim job performance observations.

- 5. The Organizational Unit Head of the DJJ unit will develop the work plan, plan for the availability of required resources, establish work hours and evaluate the work activities of city employees assigned to DJJ.
- 6. DJJ shall ensure that timesheets are accurately recorded for all non-exempt employees and forwarded to the City of Roanoke in a timely manner. The City of Roanoke shall determine FLSA exemption status of individual positions, ensure that overtime hours are appropriately compensated, and maintain applicable timekeeping records required by the Fair Labor Standards Act.
- 9. DJJ and City of Roanoke representatives will develop and implement procedures for reporting and acting upon work-related disciplinary infractions committed by city employees assigned to DJJ. In addition, DJJ and city representatives will ensure that procedures are available that provide city employees the opportunity to seek management resolution of workplace issues and to initiate formal grievance if deemed appropriate by the employee.
- 10. DJJ and city representatives will ensure that measures are in place to account for the receipt, utilization and safeguarding of DJJ and/or city property provided city employees assigned to DJJ.
- 11. DJJ and city representatives will ensure that measures are in place that provide insurance or other liability coverage for city employees assigned to DJJ. Such coverage as a minimum will be equal to that afforded DJJ employees performing similar duties.
- 12. This agreement is to be in effect for the period of July 1, 2006 until June 30, 2008. The agreement can be terminated in writing by either party with or without cause upon 30 days notification of the other party. Future VJCCCA plans and/or revised VJCCCA plans will require a renewed Memorandum of Agreement.

IN WITNESS WHEREOF, the parties have executed this Memorandum of Agreement by their representatives.

ATTEST:	CITY OF ROANOKE
	By
City Clerk	Darlene L. Burcham, City Manager

COMMONWEALTH OF VIRGINIA By_____ Title:_____

BNU

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

A RESOLUTION endorsing participation by the City in the Virginia Juvenile Community Crime Control Act; authorizing the City Manager to execute a Memorandum of Agreement between the City of Roanoke and the Virginia Department of Juvenile Justice to be used as guidance for providing direction and support to City employees assigned to the Virginia Department of Juvenile Justice in connection with the Virginia Juvenile Community Crime Control Act.

BE IT RESOLVED by the Council of the City of Roanoke that:

- 1. The Council hereby endorses the City's participation in the Virginia Juvenile Community Crime Control Act ("VJCCCA") until it notifies the Virginia Department of Juvenile Justice ("DJJ") in writing that it no longer desires to participate in the VJCCCA, and as further stated in the City Manager's letter to Council dated April 3, 2006.
- 2. The City Manager is hereby authorized to execute a Memorandum of Agreement between the City of Roanoke and the Department of Juvenile Justice to be used as guidance for providing direction and support to City employees assigned to the DJJ in connection with the VJCCCA, upon form approved by the City Attorney.

ATTEST:

City Clerk.



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Amendments to City Code

With the adoption of new zoning regulations on December 5, 2005 (Chapter 36.2 of the City Code), and the corresponding repeal of previous zoning regulations (Chapter 36.1 of the City Code), other sections of the City Code must be amended to make references to zoning regulations and zoning districts in those other sections consistent with the terminology and section numbers used in Chapter 36.2.

In addition, with the regulation of temporary signs now included in Division 6. Signs (Sections 36.2-660 through 36.2-675) of Chapter 36.2, Zoning of the City Code, Article II (Sections 27.1-31 through 27.1-35) of the City Code should be repealed.

Recommended Action:

City Council adopt an ordinance which amends sections of the City Code that reference zoning regulations and zoning districts consistent with the terminology and section numbers used in Chapter 36.2; and which repeals Article II (Sections 27.1-31 through 27.1-35) of the City Code.

Respectfully submitted,

Darlene L. Byrcham

City Manager

DLB:rbt

c: William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Jesse A. Hall, Director of Finance
Rolanda Russell, Assistant City Manager
Brian Townsend, Director of Planning Building and Economic
Development
Steven J. Talevi, Assistant City Attorney

CM06-0047



IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE amending and reordaining subsections (a), (b)(2) and (b)(4) of §6-27, Limitations on keeping, subsection (b) of §6-112, Density requirements, and subsections (a), (b)(2) and (b)(4) of §6-116, Limitations on keeping of Chapter 6, Animals and Fowl; §11.1-2, Definitions, and subsection (d) of §11.2-19, Performance bond, of Chapter 11.1, Erosion and Sediment Control; §21-43.1, Prohibition against operation of certain lighted athletic facilities after 10:00 p.m., and §21-205, Definitions, of Chapter 21, Offenses - Miscellaneous; subsections (1)(b), (1)(c), (3)(a) and (7) of §27.1-2, Projections over sidewalks, streets, alleys or other public property, of Chapter 27.1, Signs and similar Projections over city rights-of-way or property; §30-14, Procedure for altering or vacating city streets or alleys; fees therefor, and subsection (a) of §30-86, Construction in C-3 zoning district, of Chapter 30, Streets and Sidewalks; §32-7, Delinquent real estate taxes, of Chapter 32, Taxation; and subsection (e) of §33-17, <u>Definitions</u>, of Chapter 33, <u>Vegetation and Trash</u>, and deleting Article II, <u>Temporary</u> Signs, of Chapter 27.1, Signs and Similar Projections over City Right-of-Way or Property, of the Code of the City of Roanoke (1979), as amended, to make changes in the City Code necessitated by the adoption of Chapter 36.2, Zoning; and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that:

1. The Code of the City of Roanoke (1979), as amended, is hereby amended and reordained by amending subsections (a), (b)(2) and (b)(4) of §6-27, <u>Limitations on keeping</u>, of Article II, <u>Dogs Generally</u>; subsection (b) of §6-112, Density requirements, of Article VI,

<u>Beekeeping</u>; and subsections (a), (b)(2) and (b)(4) of §6-116, <u>Limitations on keeping</u>, of Article VII, Cats, of Chapter 6, <u>Animals and Fowl</u>, to read and provide as follows:

Section 6-27. Limitations on keeping.

- (a) No person shall keep or harbor, have in his care, act as the custodian of, permit to remain on or about premises occupied by him or otherwise be the owner of more than four (4) dogs on any parcel of real property zoned for residential use (RS-1, RS-2, RS-3, RM-1, RM-2, RM-3 and RM-4, pursuant to chapter 36.1 of this Code) or used for residential purposes.
- (b) This section shall have no application to:

* * *

(2) Dogs kept on any parcel of real property zoned RA, Residential-Agricultural District, pursuant to chapter 36.1 36.2 of this Code;

* * *

(4) Dogs kept at a veterinary hospital, or laboratory for the purpose of study, observation or medical research provided that any veterinary hospital, or any such laboratory shall comply with chapters 19, License Tax Code, and 36.1 36.2, Zoning, of this Code.

* * *

Sec. 6-112. Density requirements.

* * *

(b) The density restrictions established by this section shall have no application to behives kept, placed or maintained on any parcel of real property of one (1) acre or larger in size or on any parcel zoned RA, Residential-Agricultural, Residential-Agriculture (RA) District.

* * *

Sec. 6-116. Limitations on keeping.

(a) No person shall keep or harbor, have in his care, act as the custodian of, permit to remain on or about premises occupied by him or otherwise be the owner of more than four (4) cats on any parcel of real property zoned for residential use or used for residential purposes; (RS-1, RS-2, RS-3, RM-1, RM-2, RM-3 and RM-4, pursuant to Chapter 36.1 of this Code); provided, however, a total of six

- (6) cats shall be permitted on any such parcel if each of such six (6) cats has been spayed or neutered, and the owner of each spayed or neutered cat has in his possession a certificate of such fact issued to the owner for each such cat and executed by a duly licensed veterinarian containing a description of the cat, the name of the owner and the date on which spaying or neutering took place.
- (b) This section shall have no application to:

* * *

(2) Cats kept on any parcel of real property zoned RA, Residential-Agricultural District, pursuant to Chapter 36.1 36.2 of this Code;

* * *

(4) Cats kept at a veterinary hospital, cattery, or laboratory for the purpose of study, observation or medical research provided that any veterinary hospital, cattery, or any such laboratory shall comply with Chapters 19, License Tax Code, and 36.1 36.2, Zoning, of this Code.

* * *

2. The Code of the City of Roanoke (1979), as amended, is hereby amended and reordained by amending §11.1-2, <u>Definitions</u>; and subsection (d) of §11.2-19, <u>Performance bond</u>, of Chapter 11.1, <u>Erosion and Sediment Control</u>, to read and provide as follows:

Sec. 11.1-2. <u>Definitions</u>.

For the purposes of this chapter, certain terms and words used herein shall have the following meaning, unless the context indicates otherwise:

* * *

Comprehensive development plan: A development plan and related information required by section 36.1-571 36.2-553 of this Code to be submitted in conjunction with an application for certain zoning permits.

* * *

Sec. 11.2-19. Performance bond.

* * *

- (c) Within sixty (60) days of the completion of the requirements of the stormwater management plan and the meeting of all requirements of this chapter, the applicant shall request, in writing, that the bond with surety, cash escrow, or letter of credit or the unobligated or unexpended portion thereof be returned to the applicant or terminated.
- (d) The above subsection notwithstanding, performance guarantees required by this chapter may be combined with or included as a specific part of the sum total of any other single guarantee required by chapter 31, sSubdivisions, or eChapter 36.1 36.2, zZoning, of this Code.

* * *

3. The Code of the City of Roanoke (1979), as amended, is hereby amended and reordained by amending §21-43.1, <u>Prohibition against operation of certain lighted athletic facilities after 10:00 p.m.</u>, of Article I, <u>In General</u>; and §21-205, <u>Definitions</u>, of Article VII, <u>Noise Control</u>, of Chapter 21, <u>Offenses – Miscellaneous</u>, to read and provide as follows:

Sec. 21-43.1. Prohibition against operation of certain lighted athletic facilities after 10:00 p.m.

No person shall play or permit to be played any game of baseball, softball, soccer, football, or similar any other game or sport, on any lighted field, court, athletic facility or playfield, regardless of whether such facility or playfield is owned by this city or any other political subdivisions of the commonwealth or any private person, within the boundaries of the city, or permit such field, court, athletic facility or playfield, to remain lighted, after the hour of 10:00 p.m., any evening if such field, court, athletic facility or playfield, is located, wholly or partially, within a district of the city zoned RS R, Residential Single-Family District, as defined by this Code or if the boundaries of the parcel on which such field, court, athletic facility or playfield is located are immediately contiguous to another parcel zoned RS R, Residential Single-Family District, as defined by this Code. Any person violating this section shall be guilty of a Class 4 misdemeanor. In addition, any such violation is hereby declared a public nuisance and any person suffering injury or damage therefrom may seek the correction, removal or abatement of such nuisance through appropriate suit in equity.

* * *

Sec. 21-205. <u>Definitions</u>.

The following words, when used in this article, shall have the following respective meanings, unless the context clearly indicates a different meaning:

* * *

Residential has reference to single-family, two-family, and multifamily and residential mixed density zoning district classifications (RS-1, RS-2, RS-3, RM-1, RM-2, RM-3 and RM-4, pursuant to Chapter 36.1 of this Code).

* * *

4. The Code of the City of Roanoke (1979), as amended, is hereby amended and reordained by amending subsections (1)(b), (1)(c), (3)(a) and (7) of §27.1-2, <u>Projections over sidewalks</u>, streets, alleys or other public property, of Article I, <u>In General</u>, of Chapter 27.1, <u>Signs</u> and similar projections over city rights-of-way or property, to read and provide as follows:

Sec. 27.1-2. Projections over sidewalks, streets, alleys or other public property.

No sign, marquee, awning, canopy, fire escape, cornice, bay window, clock, thermometer or other appendage attached to a building shall be attached to, or placed on or project over, any sidewalk, street, alley or other public property, except in conformance with the provisions of the Virginia Uniform Statewide Building Code, as amended, and the following provisions:

(1) Signs.

* * *

- (b) Within the area of the city zoned C-3, Central Business District aAll signs projecting over any sidewalk, street, alley or other public property shall be rigidly secured to the building or structure, and swinging signs are prohibited.
- (c) Within the area of the city zoned C-3, Central Business District D, Downtown District, with an overlay zoning of H-1, Historic District, the city manager may issue permits for moveable A-frame or "sandwich board" signs to be placed on city sidewalks in locations approved by the city manager, and for such periods of time as are approved by the city manager. after a certificate of appropriateness for the same has been granted by the architectural review board in compliance with the provisions of section 36.1-327. The dimensions of Sauch signs shall comply with the city's zoning regulations, and Such signs shall not be greater than seven (7) feet in height or two and one half (2 1/2) feet in width, shall be of durable construction, and when displayed, shall be anchored in a manner approved by the city manager. Fees for such signs shall be as prescribed by city

council in the city's fee compendium for permanent signs. Signs for which permits are issued pursuant to this section are not subject to the provisions of Article II of this chapter. Such signs shall not project over any portion of a street used by vehicles nor shall they obstruct the sidewalk to less than six (6) feet in width.

* * *

- (3) Marquees, canopies and awnings.
- (a) Any person applying for a permit for the erection of a marquee, canopy or awning within the area of the city zoned C-3, Central Business District shall cause an accurate and detailed drawing thereof to be prepared, in triplicate, showing especially the relation thereof to the full front and side elevation of the building involved and other requisite information and data necessary to fully illustrate the proposed installation, and submit the same to the building commissioner for approval. Marquees, canopies and awnings may project over sidewalks, but not over streets, alleys or other such public rights-of-way.

* * *

(7) Within the an area of the city zoned C-3, Central Business District with an overlay zoning of H-1, Historic Downtown Overlay District, or H-2, Historic Neighborhood Overlay District, all appendages to buildings which are attached to, placed on or project over, any sidewalk, street, alley or other public property, shall be the subject of a certificate of appropriateness issued in compliance with Chapter 36.1 36.2 of the Code of the City of Roanoke (1979), as amended.

* * *

5. The Code of the City of Roanoke (1979), as amended, is hereby amended and reordained by deleting Article II, <u>Temporary Signs</u>, of Chapter 27.1, <u>Signs and Similar Projections Over city Right-of-Way or Property</u>, to read and provide as follows:

ARTICLE II. TEMPORARY SIGNS

Sec. 27.1-31. <u>Definition of temporary sign</u>.

As used in this chapter, "temporary sign" shall mean any sign designed or intended to be readily relocated, or for temporary use, including portable, moveable A-frame, and pedestal

signs, and any sign not securely and permanently affixed to a building, structure or to the ground, except for those signs specifically excepted as follows:

- (1) Legal notices, identification, informational or directional signs erected by governmental agencies or required to be erected by governmental agencies.
- (2) Ground signs advertising the sale, rental or future occupancy of the premises upon which they are maintained.
- (3) Signs directing and guiding traffic on private property, bearing no advertising material.
- (4) Political signs.
- (5) Signs placed on temporary structures, fences and barricades placed around excavations or building projects, whether on public or private property, provided that such signs relate to the future use of the premises, or to the contractors, subcontractors, architects or engineers engaged in the project, or to the suppliers of materials used thereon, or to safety considerations relating to the construction of the project.

Sec. 27.1-32. Permits for temporary signs; application.

No temporary sign shall be erected or posted until a permit therefor has been issued by the city manager. Permits for temporary signs erected or posted prior to the effective date of this chapter shall be obtained within sixty (60) days after the effective date of this chapter. Application for such a permit shall be filed with the city manager, and shall show the proposed size, shape, content, dimensions, materials and details of construction, location and duration of posting. The city manager may prescribe suitable regulations, consistent with the provisions of this chapter, concerning the form and contents of such applications. The city manager may issue a permit upon a finding that the subject sign complies with the provisions of this chapter and all applicable zoning regulations.

Sec. 27.1-33. Duration of permit; display thereof.

- (a) The city manager, subject to the regulations in section 27.1-35, may issue a permit for the erection of a temporary sign for the following periods of time:
 - (1) A permit for a temporary sign of up to eighteen (18) square feet in size may be issued for a period or periods of time totalling up to two hundred forty (240) days in a calendar year, provided that if such total is divided into two (2) or more separate periods of time, there shall be a minimum of a thirty day interval between such periods.

- (2) A permit for a temporary sign greater than eighteen (18) square feet in size, up to sixty (60) square feet in size may be issued for a period or periods of time totalling up to one hundred and eighty (180) days in a calendar year, provided that if such total is divided into two (2) or more separate periods of time, there shall be a minimum of a thirty day interval between such periods.
- (3) Permits may be issued within a calendar year for combinations of the types of signs described in paragraphs (1) and (2) above, in which case the city manager shall prorate on a proportional basis the period of time during which each such type of sign may be erected.
- (b) A decal shall be issued for every permit, which decal shall be affixed to the lower right hand corner of every temporary sign when it is posted. The decal shall show the date of issuance and the date of expiration.

Sec. 27.1-34. Fee.

The fee for a permit or the renewal of a permit required by this article shall be in such amount as is prescribed by the city council. Such fee shall be paid prior to the issuance of the permit.

Sec. 27.1-35. Regulations.

The following regulations shall apply to temporary signs:

- (1) Temporary signs shall comply with the regulations for the zoning districts in which they will be erected and shall be included in the computation of total sign surface area permitted on a lot by the applicable zoning regulations.
- (2) Temporary signs shall not exceed sixty (60) square feet in size; provided, however, that the city manager may issue permits for temporary signs exceeding sixty (60) square feet in size for special events provided that such signs are not used for period of time in excess of three (3) days and are otherwise in compliance with all applicable building and zoning regulations.
- (3) Only one (1) temporary sign may be erected or posted at any given time on the premises of any separately identifiable place of business or public or private institution.
- (4) Temporary signs shall be maintained in conformance with the applicable provisions of the Uniform Statewide Building Code of Virginia, as amended.

6. The Code of the City of Roanoke (1979), as amended, is hereby amended and reordained by amending §30-14, Procedure for altering or vacating city streets or alleys; fees therefor, of Article I, In General; and subsection (a) of §30-86, Construction in C-3 zoning district, of Article IV, Construction of Sidewalks, Curbs and Sidewalk Crossings, of Chapter 30, Streets and sidewalks, to read and provide as follows:

Sec. 30-14. Procedure for altering or vacating city streets or alleys; fees therefor.

Streets and alleys in the city may be altered or vacated on motion of the city council or on application of any person, in accordance with Section 15.1-364 15.2-2006, Code of Virginia (1950), as amended, as follows:

- (1) Applications for the alteration or vacation of any street or alley shall be filed with the city clerk.
- (2) A fee, in an amount prescribed by city council, shall be charged by the city for processing of all applications for the alteration or vacation of any street or alley, which fee shall be in addition to all other expenses or costs, including advertising costs and the cost of notifying affected property owners. The fee shall be payable to the city clerk. The city clerk shall not accept any application unless such fee is paid. No fee shall be charged upon city council's own motion for the alteration or vacation of a street or alley, or upon the application of any state, federal or local governmental authority for the same.
- (3) Upon the filing of an application for the alteration or vacation of a street or alley, the city clerk shall immediately refer the same to the city planning commission without further action of council. No viewers shall be appointed. Every application shall include a list of the names and addresses, if known, of the owner or owners of all of the property affected by a proposed alteration or vacation of a street or alley.
- (4) The city planning commission shall hold a public hearing on applications referred to it by the city clerk, after notice of the proposed alteration or vacation of a street or alley has been published twice, with at least six (6) days elapsing between the first and second publication, in a newspaper published or having general circulation in the city, and after written notice has been mailed to the owner or owners of all of the property directly affected by the proposed alteration or vacation. The cost of publishing said notices shall be paid by the applicant. All required notices shall specify the time and place of the hearing at which persons affected may appear and present their views.

- (5) Following the hearing before the city planning commission on an application to alter or vacate a street or alley, the commission shall report in writing to the city council whether in its opinion, any, and if any, what inconvenience would result if the application were approved by council, and the commission shall report and make a recommendation to council as to whether the application should be approved.
- (6) The city council shall act on an application to alter or vacate a street or alley at a public hearing after notice of the proposed alteration or vacation of a street or alley has been published twice, with least six (6) days elapsing between the first and second publication, in a newspaper published or having general circulation in the city. Such notice shall specify the time and place of the hearing at which persons affected may appear and present their views. The cost of publishing said notices shall be paid by the applicant.
- (7) In acting on an application to alter or vacate a street or alley, city council shall consider the report and recommendation from the city planning commission, the views of those who speak at the public hearing, and other evidence, if any.
- (8) A certified copy of any ordinance adopted by city council altering or vacating any city street or alley shall be transmitted by the city clerk to the clerk of the circuit court of the City of Roanoke and shall be recorded as deeds are recorded, and indexed in the name of the City of Roanoke as grantor.
- (9) A certified copy of the ordinance adopted by city council altering or vacating any street or alley shall be transmitted by the city clerk to the city engineer, who shall mark "permanently vacated, discontinued and closed" on that portion of the street or alley altered or vacated, referring to the aforesaid ordinance.

* * *

Sec. 30-86. Construction in C-3 zoning district D, Downtown District.

(a) Notwithstanding any other provision in this article to the contrary, upon proper application, the city manager may authorize the installation of public sidewalks within that area of the city zoned designated on the Official 1966 Zoning Map, City of Roanoke, Virginia, dated August 29, 1966, as amended, as C-3, central business district D, Downtown District, to be constructed of suitable materials other than concrete or according to standard specifications prepared by the city manager; provided, that any such construction shall be first approved by the city manager as to the texture of the wearing surface, type-of-material, thickness and load bearing capacity; and provided further, that, subject to the limitation imposed in section 15.1-239 15.2-2404, Code of Virginia (1950), as amended, the cost of such construction shall be borne entirely by the abutting property

owner who shall agree to maintain and replace such sidewalk, when necessitated by construction or relocation of public utilities or otherwise, and when directed by the city manager, at no cost to the city. Such property owner shall, prior to commencing any such construction, post the appropriate bond required in section 30-88.

* * *

7. The Code of the City of Roanoke (1979), as amended, is hereby amended and reordained by amending §32-7, <u>Delinquent real estate taxes</u>, of Article I, <u>In General</u>, of Chapter 32, <u>Taxation</u>, to read and provide as follows:

Sec. 32-7. Delinquent real estate taxes.

Pursuant to the provisions of §15.2-2286.B, Code of Virginia (1950), as amended, prior to the initiation of an application for, or final approval of, a special exception, a variance, or a rezoning pursuant to the provisions of chapter 36.1 36.2, Zoning, of this Code, or for a building permit pursuant to the provisions of chapter 7, Building Regulations, of this Code, or for an erosion and sediment control or other land disturbing permit pursuant to the provisions of chapter 11.1, Erosion and Sediment Control, of this Code, the applicant shall produce satisfactory evidence that any delinquent real estate taxes owed to the city which have been properly assessed against the subject property have been paid. Provided, however, that such special exception, variance, rezoning, building permit or other land disturbing permit may not be denied solely on the basis of delinquent real estate taxes, penalties or interest when the taxpayer has one (1) of the following bona fide appeals pending (all references are to the Code of Virginia (1950) as amended): (i) application for correction of an assessment of taxes pursuant to §58.1-3980; (ii) appeal of a local license tax pursuant to §58.1-3703.1; (iii) appeal by a political subdivision pursuant to §58.1-3982 of a correction of assessment of local taxes; (iv) appeal of a local tax or local business tax pursuant to §58.1-3983.1; (v) an application pursuant to §58.1-3984 for correction of a local tax or local business tax, as those terms are defined in §58.1-3983.1; or (vi) an application for correction or equalization of an assessment with respect to real property pursuant to §58.1-3350.

* * *

8. The Code of the City of Roanoke (1979), as amended, is hereby amended and reordained by amending subsection (e) of §33-17, <u>Definitions</u>, of Article I, <u>In general</u>, of Chapter 31, <u>Vegetation and Trash</u>, to read and provide as follows:

Sec. 33-17. <u>Definitions</u>.

For the purpose of this chapter, certain terms and words used herein shall be defined as follows:

* * *

(e) Parcel means any real estate (and any interest therein) lying in the City of Roanoke, Virginia, identified by a City of Roanoke Official Tax Number, and including the area in the public right-of-way which is between the property line of the real estate which is identified by a City of Roanoke Official Tax Number and the curb, the improved portion of a roadway, or the centerline of any alley or unimproved street. Such term shall not include any real estate lying in an RA, Residential-Agriculture Residential-Agricultural District, as defined elsewhere in this Code.

* * *

9. Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138

Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor, and Members of City Council Roanoke, Virginia

Dear Mayor Harris and Members of Council:

Subject:

Request for Approval of Arts

Festival Director CM06-00053

This is to request space on Council's regular agenda for a report on the above referenced subject.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB:sm

C:

City Attorney City Clerk

Director of Finance



IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to transfer funding from the City Manager's contingency for a new Arts Festival Director position, amending and reordaining certain sections of the 2005-2006 General Fund Appropriations, and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 General Fund Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

Appropriations		
Regular Employee Salaries	001-300-1211-1002	9,021
City Retirement	001-300-1211-1105	1,138
FICA	001-300-1211-1120	690
Contingency	001-300-9410-2199	(10,849)

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333

Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor, and Members of City Council Roanoke, Virginia

Dear Mayor Harris and Members of Council:

Subject:

Request for Blue Ridge

Behavioral Health to Act as Its

Own Fiscal Agent CM06-00056

This is to request space on Council's regular agenda for a report on the above referenced subject.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB:sm

c:

City Attorney

City Clerk

Director of Finance

DX

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

A RESOLUTION authorizing Blue Ridge Behavioral Healthcare to act as its own fiscal agent to receive state and federal funds directly from the Department of Mental Health, Mental Retardation and Substance Abuse Services.

WHEREAS, Blue Ridge Behavior Healthcare is the operating community service board established by and supplying services to the political jurisdictions of Botetourt County, Craig County, the City of Roanoke, Roanoke County and the City of Salem;

WHEREAS, §37.2-504A.18, of the Code of Virginia authorizes Blue Ridge Behavioral Healthcare to act as its own fiscal agent for receipt of state and federal funds directly from the Department of Mental Health, Mental Retardation and Substance Abuse Services when authorized to do so by the governing body of each city or county that established it; and

WHEREAS, Blue Ridge Behavior Healthcare has requested authorization to act as its own fiscal agent effective July 1, 2006.

THEREFORE, BE IT RESOLVED by the Council of the City of Roanoke that Blue Ridge Behavioral Healthcare is approved and authorized as provided in §37.2-504A.18, of the Code of Virginia, effective July 1, 2006, to act as its own fiscal agent to receive state and federal funds directly from the Department of Mental Health, Mental Retardation and Substance Abuse Services.

ATTEST:

City Clerk.



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building 215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138

Fax: (540) 853-1138 City Web: www.roanokeva.gov

April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject:

Renaming of City Owned and/or Controlled Parking

Facilities

Background:

The City currently owns and/ or controls (11) parking facilities in downtown Roanoke. The City has adopted several strategies to help Roanoke area residents and visitors become more aware of the abundant parking options provided in the downtown area. A new "Park Roanoke" logo has been designed and approved for use in the development of new exterior signage for all of the City's current and future parking facilities. The naming of parking facilities is an equally important aid to help drivers identify and locate parking close to their destination. Short, concise, and recognizable names with this type of destination association are a proven combination to connect drivers to the most convenient parking for their destination.

Considerations:

In order to act in concert with the new signage initiatives, the renaming of these parking facilities (as set forth in Attachment 1) should be accomplished at the same time as the improvements are made to the exterior signage for each parking facility. The effective date for the name changes should be June 1, 2006.

Honorable Mayor and Members of City Council April 3, 2006 Page 2

Recommended Action:

Council approve the name changes for the parking facilities as set forth in Attachment 1. Council further authorize the City Manager to take any appropriate action and execute any documents that may be necessary to effect the renaming of these parking facilities.

Respectfully submitted,

Auline Sucham

Darlene L. Burcham

City Manager

DLB:djm

C: Mary F. Parker, City Clerk
 William M. Hackworth, City Attorney
 Jesse A. Hall, Director of Finance
 R. Brian Townsend, Director of Planning, Building and Economic Development
 Philip Schirmer, City Engineer
 Susan Lower, Director of Real Estate Valuation
 Sherman, Holland, Commissioner of the Revenue

CM06-00040

Attachment 1 to Council Letter CM06-00040 Dated April 3, 2006

Proposed Name Changes to Garages	Strategy: Name parking facilities for destinations where people will be traveling
Current Name	Proposed New Names
Williamson Road Parking Garage Century Station Parking Garage Market Square Parking Garage Church Avenue Parking Garage Tower Parking Garage Gainsboro Parking Garage(aka Shenandoah Parking Garage)	Elmwood Park Garage Market Garage Center in the Square Garage Church Avenue Garage Tower Garage Gainsboro Garage

Proposed Name Changes to Parking Lots	Strategy: Name parking facilities for destinations where people will be traveling. Remove "Surface Lot" name from all lots and simplify as much as possible.
Current Name	Proposed New Names
Bullitt Avenue Surface Lot Williamson Road Surface Lot Salem Avenue Surface Lot Gainsboro Surface Lot Church Avenue Surface Lot (aka Nickel Lot)	Elmwood Lot Williamson Lot Warehouse Row Lot Higher Ed Center Lot Market Lot

27.1.

IN THE COUNCIL FOR THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION renaming certain City owned and/or controlled parking facilities; authorizing the City Manager to take any appropriate action and execute any documents necessary to effect the renaming of these parking facilities; and establishing an effective date.

BE IT RESOLVED by the Council of the City of Roanoke as follows:

1. In accordance with the recommendation contained in the City Manager's letter to Council dated April 3, 2006, Council hereby renames certain City owned and/or controlled parking facilities, as set forth below:

Name Changes to Garages		
Current Name	New Name	
Century Station Parking Garage	Market Garage	
Church Avenue Parking Garage	Church Avenue Garage	
Gainsboro Parking Garage	Gainsboro Garage	
(aka Shenandoah Parking Garage)		
Market Square Parking Garage	Center in the Square	
_	Garage	
Tower Parking Garage	Tower Garage	
Williamson Road Parking Garage	Elmwood Park Garage	

Name Changes to Parking Lots		
Current Name	New Name	
Bullitt Avenue Surface Lot	Elmwood Lot	
Church Avenue Surface Lot	Market Lot	
(aka Nickel Lot)		
Gainsboro Surface Lot	Higher Ed Center Lot	
Salem Avenue Surface Lot	Warehouse Row Lot	
Williamson Road Surface Lot	Williamson Lot	

2. The effective date for such name changes shall be June 1, 2006.

3. In the event that any instrument entered into by the City incorporated the current name of a parking facility whose name is changed hereby, the new name shall be deemed to be incorporated into such document without the necessity of amending such document.

4. The City Manager is authorized to take any appropriate action and execute any documents that may be necessary to effect the renaming of such parking facilities.

ATTEST:

City Clerk.



CITY OF ROANOKEOFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building

215 Church Avenue, S.W., Room 364 Roanoke, Virginia 24011-1591 Telephone: (540) 853-2333 Fax: (540) 853-1138 City Web: www.roanokeva.gov April 3. 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Amendment of proffered

conditions on a site in Roanoke Centre for Industry

and Technology (RCIT)

On August 16, 2004, City Council rezoned Official Tax Number 7160113, located at the entrance to RCIT from LM, Light Industrial, to C-2, General Commercial, with conditions, by Ordinance No. 36821-081604. The rezoning provided for a range of commercial uses that would take advantage of the visibility and access provided by Orange Avenue, and complement and support the existing light industrial development in the center. With the adoption of the current zoning map on December 5, 2005, the property became CG, Commercial-General District, subject to those previously approved proffered conditions. The existing proffers limit the range of permitted commercial uses, prohibit access to the site directly from Orange Avenue, and limit the number of freestanding signs.

Since the property was rezoned in 2004, it has been determined that the range of permitted commercial uses should be expanded to enhance the marketability of the property. Furthermore, the list of uses should now conform to those specified in the Use Matrix of the current Zoning Ordinance which was adopted in December 2005.

Mayor Harris and Members of City Council April 3, 2006 Page 2

Recommended Action:

Authorize the City Manager to file a petition to amend proffered conditions, and any subsequent amended petition necessary and appropriate to effect Vision 2001-2020, the City's Comprehensive Plan, on the property located at the northeast corner of Blue Hills Drive, N.E., and Orange Avenue, N. E., further identified as Official Tax Number 7160113.

Respectfully submitted,

Darlene L. Burcham

City Manager

DLB:cc

Attachment

c: William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Mary F. Parker, City Clerk
Rolanda Russell, Assistant City Manager for Community Development

CM06-00043

PETITION TO AMEND PROFFERED CONDITIONS

IN THE COUNCIL OF THE CITY OF ROANOKE

IN RE:

Amendment of Proffered Conditions on a tract of land lying at the intersection of Orange Avenue, N.E., and Blue Hills Drive, N.E., identified as Official Tax No. 7160113, zoned CG, Commercial-General District, with conditions

TO THE HONORABLE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF ROANOKE:

By Ordinance No. 36821-081604, City Council rezoned the property identified as Tax Map No. 7160113, from LM, Light Manufacturing District, to C-2, General Commercial District, subject to certain proffered conditions.

As part of a comprehensive rezoning adopted by City Council on December 5, 2005, the property was rezoned from C-2, General Commercial District, to CG, Commercial-General District, with conditions. A location map of the property is attached as Exhibit 1.

The City of Roanoke and requests that the conditions relating to said property be amended as hereinafter set out.

The City of Roanoke believes that the subject amendment of proffers will further the intent and purposes of the City Zoning Ordinance and its comprehensive plan in that it will allow for a better use of the subject property.

The City of Roanoke hereby requests that the following proffers enacted by Ordinance No. 36821-081604 be repealed:

 Principal permitted uses on the property shall be limited to the following:

- Restaurants;
- b. Hotels, motels, and inns;
- c: Business service establishments;
- Indoor recreational uses limited to a fitness center;
- e. General and professional offices including financial institutions: and
- f. Day care centers with unlimited capacity subject to the requirements of Section 36.1-5610, et seq.
- 2. There shall be no curb cuts on Orange Avenue/Route 460.
- Freestanding signage shall be limited to one (1) per principal permitted use developed on the property.

The City of Roanoke hereby requests that the following proffered conditions be substituted and adopted for those existing proffers delineated above:

- Principal permitted uses on the property shall be limited to the following:
 - a. Hotel or motel:
 - b. Business service establishment, not otherwise listed in Table 340-1. Use Matrix;
 - c. Financial institution;
 - d. Office, general or professional;
 - e. Office, general or professional, Large scale;
 - f. Drive-through facility, subject to Sec. 36.2-409;
 - g. Mixed use building, subject to Sec. 36.2-416;
 - h. Bakery, confectionary, or similar food production, retail;
 - i. Dry cleaning and laundry pick-up station;
 - j. Personal service establishment, not otherwise listed in Table 340-1. Use Matrix:
 - k. Retail sales establishment, not otherwise listed in Table 340-1. Use Matrix;
 - Eating establishment;
 - Eating and drinking establishment, not abutting a residential district;
 - n. Entertainment establishment, not abutting a residential district:
 - Health and fitness center;
 - p. Recreation, indoor;

- q. Artist studio;
- r. Day care center, adult;
- s. Day care center, child, subject to Sec. 36.2-408
- 2. There shall be no curb cuts on Orange Avenue/Route 460.
- Freestanding signage shall be limited to one (1) per principal permitted use developed on the property.

Attached as Exhibit 2 are the names, addresses and tax numbers of the owner or owners of all lots or property immediately adjacent to and immediately across a street or road from the subject property.

WHEREFORE, the City of Roanoke requests that the above-described amended proffers be approved as herein set out in accordance with the provisions of the Zoning Ordinance of the City of Roanoke.

Respectfully subm	itted this	day of	, 2006
Ву:	Darlene L. B	Burcham, City Manager	

City of Roanoke Darlene L. Burcham City Manager 215 Church Avenue, S.W. Roanoke, VA 24011 (540) 853-2333

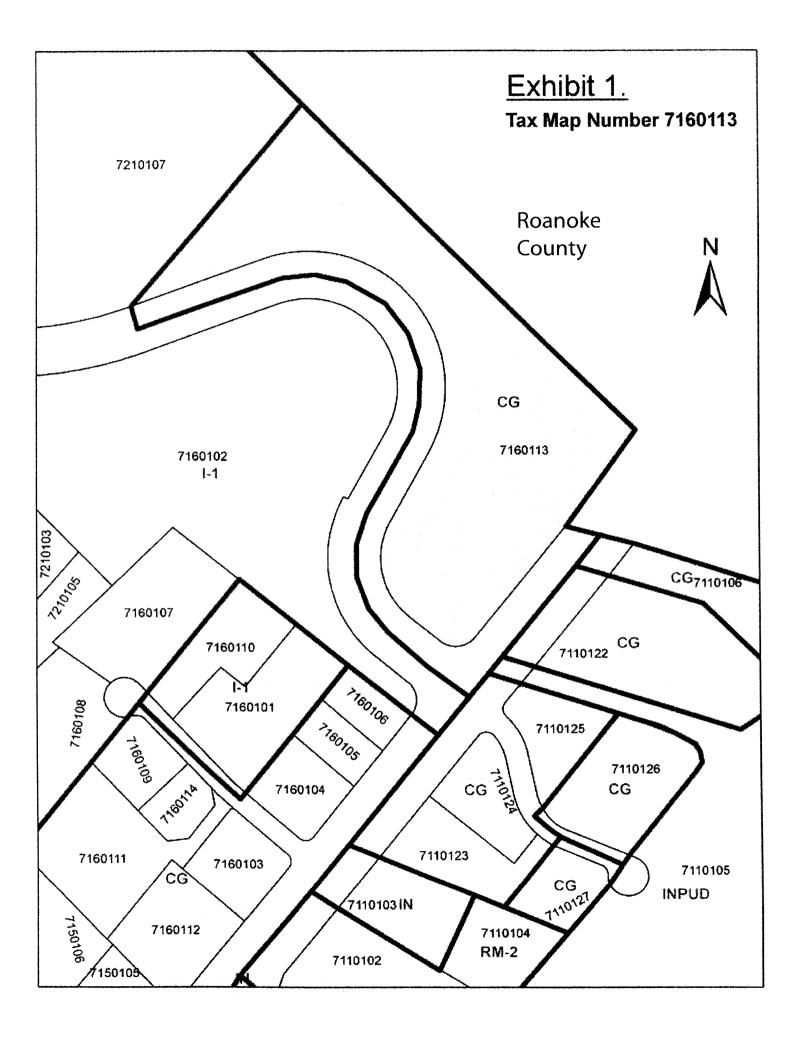


EXHIBIT 2 – Adjoining Property Owners

City of Roanoke

Owner/ Tax Map No./

Mailing Address **Property Address**

National Bank of Commerce 7110124

3565 Orange Avenue, NE c/o Suntrust Bank 919 East Main Street

HDQ 8614

Richmond, VA 23219

Member One Federal Credit Union 7110125

202 Fourth Street, NE 1445 Mexico Way, NE Roanoke, VA 24016

FUDDS of SW VA Inc. 7110122

5041-A Benois Road 3656 Orange Avenue, NE Roanoke, VA 24014

Evelyn Keister Gish 7110106 2405 E. Ruritan Road 3675 Orange Avenue, NE

Roanoke, VA 24012-6915

7210107 Orvis Company Inc

P O Box 12000 Blue Hills Drive, NE Roanoke, VA 24022

7160102 City of Roanoke

Orange Avenue, NE

County of Roanoke

050 05 01 26 00 0000 WS Association of Virginia, LLC

5041 A-Benois Road 0 Challenger Drive Roanoke, VA 24014

050 05 01 28 00 0000 Michael J. and Ulinda S. Grome

> 4050 Trail Drive, NE Roanoke, VA 24012

050 05 01 29 00 0000	Gregory A. and Lori Bailey 4052 Trail Drive, NE Roanoke, VA 24012
050 05 01 30 00 0000	Dewey Q. and Iva C. Stilwell 4111 Blue View Drive Roanoke, VA 24012
050 01 01 01 01 0000	ABS Properties, LLC c/o Acme Business Machines 3727 Challenger Drive, NE Roanoke, VA 24012
050 01 01 01 02 0000 3735 Challenger Drive	F A Properties P O Box 21707 Roanoke, VA 24018
049 08 01 13 00 0000	Nelson and Janie Dudley 4110 Blue View Drive Roanoke, VA 24012



IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

A RESOLUTION authorizing the filing of a petition to amend the proffered conditions, and any subsequent amended petition necessary and appropriate to effect <u>Vision</u> 2001 - 2020, the City's Comprehensive Plan, presently binding on property which is owned by the City of Roanoke and which is designated as Official Tax No. 7160113.

WHEREAS, the City of Roanoke owns certain property designated as Official Tax No. 7160113, located at the entrance to the Roanoke Centre for Industry and Technology on the northeast corner of Blue Hills Drive, N.E., and Orange Avenue, N.E., and further identified as Official Tax No. 7160113;

WHEREAS, such property is currently zoned CG, Commercial-General District, subject to certain proffered conditions; and

WHEREAS, it is the desire of City Council to consider amending the proffered conditions of such property in order to expand the range of permitted commercial uses to enhance the marketability of the property and to determine whether the public necessity, convenience, general welfare or good zoning practice, require such amendment of proffered conditions.

THEREFORE, BE IT RESOLVED by the Council of the City of Roanoke as follows:

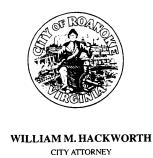
1. That the public necessity, convenience, general welfare and good zoning

practice, require the filing of a petition to amend the proffered conditions, and any subsequent amended petition necessary and appropriate to effect <u>Vision 2001 – 2020</u>, the City's Comprehensive Plan, on the property located at the northeast corner of Blue Hills Drive, N.E., and Orange Avenue, N.E., further identified as Official Tax No. 7160113.

2. That the City Manager is authorized to file a petition to amend proffered conditions, and any subsequent amended petitions necessary and appropriate to effect <u>Vision</u> 2001 – 2020, the City's Comprehensive Plan, on the property located at the northeast corner of Blue Hills Drive, N.E., and Orange Avenue, N.E., further identified as Official Tax No. 7160113.

ATTEST:

City Clerk.



CITY OF ROANOKE

OFFICE OF CITY ATTORNEY
464 MUNICIPAL BUILDING
215 CHURCH AVENUE, SW
ROANOKE, VIRGINIA 24011-1595

TELEPHONE: 540-853-2431 FAX: 540-853-1221 EMAIL: cityatty@roanokeva.gov TIMOTHY R. SPENCER
STEVEN J. TALEVI
GARY E. TEGENKAMP
DAVID L. COLLINS
HEATHER P. FERGUSON
ASSISTANT CITY ATTORNEYS

April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Re: Amendment and reordainment of Ordinance No. 36945-011805, vacating, discontinuing and closing a 15' alley running between Whitmore Avenue, S.W., and Reserve Avenue, S.W., and parallel to Jefferson Street, S.W.

Dear Mayor Harris and Members of Council:

Background:

On January 18, 2005, Ordinance No. 36945-011805 was adopted by City Council, permanently vacating a 15' alley running between Whitmore Avenue, S.W., and Reserve Avenue, S.W., and parallel to Jefferson Street, S.W., upon certain conditions. One of the conditions of the ordinance was that the petitioners, Carilion Medical Center and CHS, Inc., prepare and record a plat, showing the disposition of the land within the subject right-of-way, in the Clerk's Office of the Circuit Court for the City of Roanoke within a period of twelve (12) months from the effective date of the ordinance. If all of the conditions were not met within the twelve (12) month time frame, the ordinance provided that it would become null and void without further action by City Council.

The petitioners, by their attorney, Daniel F. Layman, Jr., have advised that the conditions of the ordinance were not completed due to a misunderstanding between the Housing Authority and the petitioners as to the responsibility for meeting the conditions. Mr. Layman has requested that Ordinance No. 36945-011805 be amended and reordained to allow twenty-four (24) months for meeting the conditions. The Engineering Department and the Department of Planning Building and Economic Development have reviewed the request, and they have no objection to it.

Honorable Mayor Harris and Members of City Council April 3, 2006

Page 2

Recommendation:

Amend and reordain Ordinance No. 36945-011805 with the condition that the period of time required for satisfaction of the conditions be changed from twelve (12) months to twenty-four (24) months.

Respectfully submitted,

William M. Hackworth

William M. Hodeworth

City Attorney

WMH:s

pc: Darlene L. Burcham, City Manager

Mary F. Parker, City Clerk

Jesse A. Hall, Director of Finance

R. Brian Townsend, Agent, City Planning Commission

Daniel F. Layman, Jr., Esquire

Robert Manetta, Esquire



IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE amending and reordaining Ordinance No. 36945-011805; and dispensing with the second reading by title of this ordinance.

WHEREAS, by adopting Ordinance No. 36945-011805 on January 18, 2005, City Council intended to permanently vacate, discontinue and close a 15' alley running between Whitmore Avenue, S.W., and Reserve Avenue, S.W., and parallel to Jefferson Street, S.W.;

WHEREAS, Ordinance No. 36945-011805 provided that it would be null and void, with no further action by City Council being necessary, if certain conditions were not met;

WHEREAS, Ordinance No. 36945-011805 became null and void, by its terms, when those conditions were not met;

WHEREAS, an extension of time in which the conditions can be met will effectuate the purpose of Ordinance No. 36945-011805; and

WHEREAS, Carilion Medical Center and CHS Inc., by counsel, have requested that the deadline for such conditions to be met be extended by twelve (12) months.

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke that the next to last paragraph of Ordinance No. 36945-011805 be amended to read and provide as follows, and that such ordinance be reordained as amended:

BE IT FURTHER ORDAINED that if the above conditions have not been met within twenty-four (24) months from the date of adoption of this ordinance, then such ordinance shall be null and void with no further action by City Council being necessary.

BE IT FURTHER ORDAINED that the applicant shall record a certified copy of this ordinance along with the copy of Ordinance No. 36945-011805 that is to be recorded with the Clerk of the Circuit Court.

BE IT FINALLY ORDAINED that pursuant to the provisions of §12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461 P.O. Box 1220 Roanoke, Virginia 24006-1220 Telephone: (540) 853-2821 Fax: (540) 853-6142

ANN H. SHAWVER

Deputy Director

email: ann shawver@ci.roanoke.va.us

April 3, 2006

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject:

Authorization to Refund 1997B and 2002A Bonds

Background:

The City issued \$45.675 million of Series 1997B bonds dated January 15, 1997, to refund a portion of the City's series 1988, 1992A and 1992B public improvement bonds. Maturities of the 1997B bonds, due on and after August 1, 2007, totaling \$17.88 million are callable on August 1, 2006. The interest rate on the callable maturities is 5.0%.

The City issued \$44.245 million of Series 2002A bonds dated February 1, 2002, to fund various projects. Maturities of the Series 2002A bonds due on and after October 1, 2013, totaling \$21.81 million, are callable on or after October 1, 2012. The interest rates on each of these callable bonds range from 4.25% to 5.25%.

Considerations:

Based on recent interest rate movements, the City could potentially realize annual savings by refunding a portion of the callable Series 1997B and/or Series 2002A bonds. Savings would be contingent upon the interest rates received on the refunding bonds, the interest rate(s) obtained on the

The Honorable Mayor and Members of City Council April 3, 2006 Page 2

Treasury certificates to fund an escrow, and the final redemption price of the transaction(s).

Based upon discussions with the City's financial advisor, BB&T Capital Markets, we believe an appropriate level of savings to justify refunding may be achieved depending on the market conditions on the date of pricing.

Since interest rates fluctuate daily, it is imperative to the success of a refunding that the City act quickly once interest rates enable us to achieve an acceptable level of savings on one or both series of bonds. A negotiated sale, versus a competitive sale, can be accomplished in a much shorter timeframe, with lower upfront costs and with greater flexibility, and is deemed more practical in this situation.

We invited two bond underwriting firms, both of which provided the City with refunding scenarios, to further analyze these refunding opportunities. One firm, Morgan Keegan, managed the City's 2004 refunding transactions. The other firm, Wachovia Securities, purchased three of the City's last five competitive issues. The Department of Finance, based on recommendations from BB&T Capital Markets, selected these two firms to comprise the underwriting syndicate.

The refunding bonds will be considered additional debt in the context of the City's debt policy and from rating agencies' perspective only to the extent that a slightly higher level of principal would need to be issued than the amount of bonds being refunded. Additionally, to the extent that some of the debt service on the current general obligation bonds is being provided by the Western Virginia Water Authority (WVWA), funding for the new bonds would also come from the WVWA, resulting in debt service savings for that entity as well as for the City.

Recommendation:

We recommend City Council adopt the accompanying resolution authorizing the City Manager and the Director of Finance to issue up to \$42.5 million in refunding bonds to be sold by an underwriting syndicate comprised of Morgan Keegan and Wachovia Securities. Refunding bonds shall be issued to refund the 1997B bonds if net present value savings of \$300,000 and a minimum of 2.5% of the net present value of the refunded

The Honorable Mayor and Members of City Council April 3, 2006 Page 3

bonds can be achieved. Refunding bonds shall be issued to refund the 2002A bonds if net present value savings of \$250,000 and a minimum of 5% of the net present value of the 2002A refunded bonds can be achieved.

Sincerely,

Jesse A. Hall

Director of Finance

Gene Hall

JAH/prw

c: Darlene L. Burcham, City Manager
William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Sherman M. Stovall, Director of Management and Budget
Gary Ometer, BB& T Capital Markets
Donald Gurney, Hawkins, Delafield and Wood

Jux 3

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

RESOLUTION NO. _____-040306

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE AT NEGOTIATED SALE OF NOT TO EXCEED FORTY-TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$42.500.000) PRINCIPAL AMOUNT OF CITY OF ROANOKE, VIRGINIA. GENERAL OBLIGATION PUBLIC IMPROVEMENT REFUNDING BONDS: FIXING THE FORM, DENOMINATION AND CERTAIN OTHER DETAILS OF SUCH BONDS AND DELEGATING TO THE CITY MANAGER AND THE DIRECTOR OF FINANCE AUTHORITY, AMONG OTHER THINGS, TO SELECT AN UNDERWRITER FOR SUCH BONDS, TO EXECUTE AND DELIVER TO SUCH UNDERWRITER A BOND CONTRACT BY AND BETWEEN THE PURCHASE CITY AND UNDERWRITER, TO DETERMINE THE AGGREGATE PRINCIPAL AMOUNT OF SUCH BONDS, THE MATURITY DATES OF SUCH BONDS AND THE PRINCIPAL AMOUNTS OF SUCH BONDS MATURING IN EACH YEAR, THE INTEREST PAYMENT DATES FOR SUCH BONDS AND THE RATES OF INTEREST TO BE BORNE BY SUCH BONDS, THE REDEMPTION PROVISIONS AND REDEMPTION PREMIUMS, IF ANY, APPLICABLE TO SUCH BONDS AND TO APPOINT AN ESCROW AGENT FOR THE BONDS TO BE REFUNDED FROM THE PROCEEDS OF SUCH BONDS: AUTHORIZING THE PREPARATION OF A PRELIMINARY OFFICIAL STATEMENT AND AN OFFICIAL STATEMENT AND THE DELIVERY THEREOF TO SUCH UNDERWRITER; AUTHORIZING THE EXECUTION AND DELIVERY OF A CONTINUING DISCLOSURE CERTIFICATE RELATING TO SUCH BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW DEPOSIT AGREEMENT RELATING TO THE REFUNDED BONDS: AUTHORIZING THE CITY MANAGER AND THE DIRECTOR OF FINANCE TO APPOINT A VERIFICATION AGENT: AUTHORIZING THE CITY MANAGER AND THE DIRECTOR OF FINANCE TO DESIGNATE THE REFUNDED BONDS FOR REDEMPTION; AND OTHERWISE PROVIDING WITH RESPECT ISSUANCE, SALE AND DELIVERY OF SUCH BONDS AND THE REFUNDING OF THE REFUNDED BONDS

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA:

- SECTION 1. (a) (i) Pursuant to Ordinance No. 33373-050597 adopted by this Council on May 5, 1997, there were authorized to be issued, sold and delivered general obligation refunding bonds of the City in the principal amount of not to exceed \$50,000,000 for the purpose of refunding in advance of their stated maturities certain outstanding general obligation public improvement bonds of the City.
- (ii) Pursuant to Ordinance No. 33652-111797 adopted by this Council on November 17, 1997, this Council authorized and approved the issuance and sale of a portion of the general obligation bonds referred to in Section 1(a)(i) hereof, such bonds having been issued in the principal amount of \$45,675,000, designated as the "City of Roanoke, Virginia, General

Obligation Public Improvement Refunding Bonds, Series 1997B" (the "Series 1997B Bonds"), dated December 15, 1997 and maturing in varying principal amounts on August 1 in each of the years 1998 through 2013, both inclusive.

- (b) (i) Pursuant to Resolution No. 34837-051500 adopted by this Council on May 15, 2000, there were authorized to be issued, sold and delivered general obligation public improvement bonds of the City in the principal amount of \$7,500,000 for the purpose specified in Resolution No. 34837-051500.
- (ii) Pursuant to Resolution No. 34034-082100 adopted by this Council on August 21, 2000, there were authorized to be issued, sold and delivered an issue of general obligation public improvement bonds of the City in the principal amount of \$2,500,000 for the purpose specified in Resolution No. 34034-082100.
- (iii) Pursuant to Resolution No. 35373-060401 adopted by the Council on June 4, 2001, there were authorized to be issued, sold and delivered an issue of general obligation public improvement bonds of the City in the principal amount of \$3,000,000 for the purpose specified in Resolution No. 35373-060401.
- (iv) Pursuant to the Public Finance Act of 1991 and Resolution No. 35489-080601 adopted by this Council on August 6, 2001, there were authorized to be issued, sold and delivered an issue of general obligation public improvement bonds of the City in the principal amount of \$31,245,000 for the purposes specified in Resolution No. 35489-080601.
- (v) Pursuant to Resolution No. 35636-110501 adopted by this Council on November 5, 2001, as amended by Resolution No. 35736-012202 adopted by this Council on January 22, 2002, this Council authorized the issuance and sale of the Bonds referred to in Section 1(b)(i), (ii), (iii) and (iv), such bonds having been issued in the principal amount of \$44,245,000, designated as the "City of Roanoke, Virginia, General Obligation Public Improvement Bonds, Series 2002A (the "Series 2002A Bonds"), dated February 1, 2002 and maturing in varying principal amounts on October 1 in each of the years 2002 through 2021, both inclusive.
- (c) This Council deems it advisable and in the best interest of the City to authorize and provide for the issuance, sale and delivery of an issue of general obligation public improvement refunding bonds for the purpose of providing for the refunding of all or a portion of the \$17,880,000 principal amount of the Series 1997B Bonds maturing on or after August 1, 2007 (the "Refunded 1997B Bonds"), and all or a portion of the \$21,810,000 principal amount of the Series 2002A Bonds maturing on or after October 1, 2013 (the "Refunded 2002A Bonds"). The Refunded 1997B Bonds and the Refunded 2002A Bonds are hereinafter referred to collectively and individually as the "Refunded Bonds".
- SECTION 2. (a) Pursuant to the Public Finance Act of 1991, including in particular Title 15.2, Chapter 26, Article 5, Section 15.2-2643 et seq., of the Code of Virginia, 1950, for the purpose of providing funds to refund the Refunded Bonds in advance of their stated maturities and to pay the costs of issuance of the Bonds (as defined herein), there are hereby authorized to be issued, sold and delivered not to exceed Forty-Two Million Five Hundred

Thousand Dollars (\$42,500,000) principal amount of general obligation refunding bonds of the City which shall be designated and known as "City of Roanoke, Virginia, General Obligation Public Improvement Refunding Bonds" (referred to herein as the "Bonds").

- (b) The Bonds shall be issued in their entirety at one time, or from time to time in part in series, as shall be determined by the Director of Finance. The Bonds of each series shall be sold to an underwriter for the Bonds of such series (the "Underwriter") selected by the Director of Finance. There shall be added to the designation of the Bonds a series designation determined by the Director of Finance. The Bonds shall be issued in fully registered form in the denomination of \$5,000 each or any integral multiple thereof. The Bonds of a given series shall be numbered from No. R-1 upwards in order of issuance. The Bonds shall bear interest from their date payable on such date and semiannually thereafter as shall be determined by the City Manager and the Director of Finance in accordance with the provisions of Section 8 hereof. The Bonds shall be issued in such aggregate principal amount (not exceeding in the aggregate the principal amount specified in Section 2(a) hereof); and shall mature on such dates and in such years (but in no event later than October 1, 2021), and in the principal amount in each such year, determined by the City Manager and the Director of Finance in accordance with the provisions of Section 8 hereof. Interest on the Bonds shall be calculated on the basis of a three hundred and sixty (360) day year comprised of twelve (12) thirty (30) day months.
- (c) The Bonds (or portions thereof in installments of \$5,000) may be made subject to redemption at the option of the City prior to their stated maturities, in whole or in part from time to time on any date, in such order as may be determined by the City (except that if at any time less than all of the Bonds of a given maturity are called for redemption, the particular Bonds or portions thereof in installments of \$5,000 of such maturity to be redeemed shall be selected by lot), upon payment of such redemption prices (expressed as a percentage of the principal amount of the Bonds to be redeemed), together with the interest accrued thereon to the date fixed for the redemption thereof, as shall be determined by the City Manager and the Director of Finance in accordance with the provisions of Section 8 hereof.
- (d) If any Bond (or any portion of the principal amount thereof in (i) installments of \$5,000) shall be called for redemption, notice of the redemption thereof, specifying the date, number and maturity of such Bond, the date and place or places fixed for its redemption, the premium, if any, payable upon such redemption, and if less than the entire principal amount of such Bond is to be redeemed, that such Bond must be surrendered in exchange for the principal amount thereof to be redeemed and a new Bond or Bonds issued equalling in principal amount that portion of the principal amount thereof not to be redeemed. shall be mailed not less than thirty (30) days prior to the date fixed for redemption, by first class mail, postage prepaid, to the registered owner thereof at his address as it appears on the books of registry kept by the Registrar as of the close of business on the forty-fifth (45th) day next preceding the date fixed for redemption. If notice of the redemption of any Bond shall have been given as aforesaid, and payment of the principal amount of such Bond (or the portion of the principal amount thereof to be redeemed) and of the accrued interest and premium, if any, payable upon such redemption shall have been duly made or provided for, interest thereon shall cease to accrue from and after the date so specified for the redemption thereof.

- (ii) So long as the Bonds are in book-entry only form, any notice of redemption shall be given only to The Depository Trust Company, New York, New York ("DTC"), or to its nominee. The City shall not be responsible for providing any beneficial owner of the Bonds any notice of redemption.
- SECTION 3. The full faith and credit of the City shall be and is irrevocably pledged to the punctual payment of the principal of and premium, if any, and interest on the Bonds as the same become due. In each year while the Bonds, or any of them, are outstanding and unpaid, this Council is authorized and required to levy and collect annually, at the same time and in the same manner as other taxes of the City are assessed, levied and collected, a tax upon all taxable property within the City, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay when due the principal of and premium, if any, and interest on the Bonds to the extent other funds of the City are not lawfully available and appropriated for such purpose.
- SECTION 4. (a) The Bonds shall be executed, for and on behalf of the City, by the manual or facsimile signature of the Mayor of the City and shall have a facsimile of the corporate seal of the City imprinted thereon, attested by the manual or facsimile signature of the City Clerk of the City.
- (b) The Director of Finance is hereby authorized to appoint a Registrar and Paying Agent for the Bonds (the "Registrar").
- The Director of Finance shall direct the Registrar to authenticate the (c) Bonds and no Bond shall be valid or obligatory for any purpose unless and until the certificate of authentication endorsed on each Bond shall have been manually executed by an authorized signator of the Registrar. Upon the authentication of any Bonds the Registrar shall insert in the certificate of authentication the date as of which such Bonds are authenticated as follows: (i) if a Bond is authenticated prior to the first interest payment date, the certificate shall be dated as of the date of the initial issuance and delivery of the Bonds of the series of Bonds of which such Bond is one, (ii) if a Bond is authenticated upon an interest payment date, the certificate shall be dated as of such interest payment date, (iii) if a Bond is authenticated after the fifteenth (15th) day of the calendar month next preceding an interest payment date and prior to such interest payment date, the certificate shall be dated as of such interest payment date and (iv) in all other instances the certificate shall be dated as of the interest payment date next preceding the date upon which the Bond is authenticated. In the event the dates on which interest is payable on the Bonds of any series are other than the first days of calendar months, the provisions of this Section 4(c) with regard to the authentication of such Bonds and of Section 10 with regard to the form of such Bonds shall be modified as the Director of Finance shall determine to be necessary or appropriate.
- (d) The execution and authentication of the Bonds in the manner above set forth is adopted as a due and sufficient authentication of the Bonds.
- SECTION 5. (a) The principal of and premium, if any, and interest on the Bonds shall be payable in such coin or currency of the United States of America as at the respective dates of payment thereof is legal tender for public and private debts at the office of the

Registrar. Interest on the Bonds shall be payable by check mailed by the Registrar to the registered owners of such Bonds at their respective addresses as such addresses appear on the books of registry kept pursuant to this Section 5; provided, however, that so long as the Bonds are in book-entry form and registered in the name of Cede & Co., as nominee of DTC, or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, interest on the Bonds shall be paid directly to Cede & Co. or such other nominee of DTC by wire transfer.

- (b) At all times during which any Bond of any series remains outstanding and unpaid, the Registrar for such series shall keep or cause to be kept at its office books of registry for the registration, exchange and transfer of Bonds of such series. Upon presentation at its office for such purpose the Registrar, under such reasonable regulations as it may prescribe, shall register, exchange, transfer, or cause to be registered, exchanged or transferred, on the books of registry the Bonds as hereinbefore set forth.
- (c) The books of registry shall at all times be open for inspection by the City or any duly authorized officer thereof.
- (d) Any Bond may be exchanged at the office of the Registrar for such series of Bonds for a like aggregate principal amount of such Bonds in other authorized principal sums of the same series, interest rate and maturity.
- (e) Any Bond of any series may, in accordance with its terms, be transferred upon the books of registry by the person in whose name it is registered, in person or by his duly authorized agent, upon surrender of such Bond to the Registrar for cancellation, accompanied by a written instrument of transfer duly executed by the registered owner in person or by his duly authorized attorney, in form satisfactory to the Registrar.
- (f) All transfers or exchanges pursuant to this Section 5 shall be made without expense to the registered owners of such Bonds, except as otherwise herein provided, and except that the Registrar for such series of Bonds shall require the payment by the registered owner of the Bond requesting such transfer or exchange of any tax or other governmental charges required to be paid with respect to such transfer or exchange. All Bonds surrendered pursuant to this Section 5 shall be cancelled.
- (g) (i) The Bonds shall be issued in full book-entry form. One Bond representing each maturity of the Bonds will be issued to and registered in the name of Cede & Co., as nominee of DTC, or such other nominee of DTC as may be requested by an authorized representative of DTC, as registered owner of the Bonds, and each such Bond will be immobilized in the custody of DTC. DTC will act as securities depository for the Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof. Purchasers will not receive physical delivery of certificates representing their interest in the Bonds purchased.
- (ii) Principal, premium, if any, and interest payments on the Bonds will be made by the Registrar to DTC or its nominee, Cede & Co., or such other nominee of DTC as may be requested by an authorized representative of DTC, as registered owner of the Bonds,

which will in turn remit such payments to the DTC participants for subsequent disbursal to the beneficial owners of the Bonds. Transfers of principal, premium, if any, and interest payments to DTC participants will be the responsibility of DTC. Transfers of such payments to beneficial owners of the Bonds by DTC participants will be the responsibility of such participants and other nominees of such beneficial owners. Transfers of ownership interests in the Bonds will be accomplished by book entries made by DTC and, in turn, by the DTC participants who act on behalf of the indirect participants of DTC and the beneficial owners of the Bonds.

- (iii) The City will not be responsible or liable for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants or for transmitting payments to, communicating with, notifying, or otherwise dealing with any beneficial owner of the Bonds.
- SECTION 6. (a) CUSIP identification numbers may be printed on the Bonds, but no such number shall constitute a part of the contract evidenced by the particular Bond upon which it is printed; no liability shall attach to the City or any officer or agent thereof (including any paying agent for the Bonds) by reason of such numbers or any use made thereof (including any use thereof made by the City, any such officer or any such agent) or by reason of any inaccuracy, error or omission with respect thereto or in such use; and any inaccuracy, error or omission with respect to such numbers shall not constitute cause for failure or refusal by a purchaser of any Bonds to accept delivery of and pay for such Bonds. All expenses in connection with the assignment and printing of CUSIP numbers on the Bonds shall be paid by the City.
- (b) A copy of the final legal opinion with respect to the Bonds, with the name of the attorney or attorneys rendering the same, together with a certification of the City Clerk, executed by a facsimile signature of that officer, to the effect that such copy is a true and complete copy (except for letterhead and date) of the legal opinion which was dated as of the date of delivery of and payment for the Bonds, may be printed on the Bonds.
- SECTION 7. The City covenants and agrees to comply with the provisions of Sections 103 and 141-150 of the Internal Revenue Code of 1986 and the applicable Treasury Regulations promulgated thereunder throughout the term of the Bonds.
- SECTION 8. (a) Pursuant to the authority of and for the purposes specified herein, this Council hereby authorizes the City Manager and the Director of Finance, without further action of this Council, to sell the Bonds at a negotiated sale to the Underwriter, on or before December 31, 2006, at a price not less than ninety-eight percent (98%) and not greater than one hundred nine percent (109%) of the principal amount of the Bonds, plus accrued interest, if any, from the date of the Bonds to the date of delivery thereof and payment therefor; provided, however, that the Bonds allocable to the refunding of the Refunded 1997B Bonds may be sold to the Underwriter only if the refunding of the Refunded 1997B Bonds will result in net present value savings to the City of not less than \$300,000 and a net present value savings ratio of not less than two and one-half percent (2.5%), in each case based on the debt service on the Refunded 1997B Bonds, and that the Bonds allocable to the refunding of the Refunded 2002A Bonds may be sold to the Underwriter only if the refunding of the Refunded 2002A Bonds will result in net present value savings to the City of not less than \$250,000 and a net present value

savings ratio of not less than five percent (5%), in each case based on the debt service on the Refunded 2002A Bonds, and provided further in no event shall the underwriting compensation to the Underwriter exceed three-quarters of one percent (3/4 of 1%) of the principal amount of the Bonds. This Council hereby further authorizes the City Manager and the Director of Finance to execute and deliver to the Underwriter a Bond Purchase Contract relating to the sale of the Bonds by the City to the Underwriter in such form as shall be approved by the City Manager and the Director of Finance upon the advice of counsel (including the City Attorney and Bond Counsel to the City), such approval to be conclusively evidenced by their execution and delivery thereof. The Bonds shall bear interest at such rates per annum as shall be approved by the City Manager and the Director of Finance; provided, however, in no event shall the true interest rate for the Bonds exceed five percent (5%) and provided further in no event shall the premium payable by the City upon the redemption of the Bonds exceed two percent (2%) of the principal amount thereof.

- (b) The City Manager and the Director of Finance are hereby authorized to cause to be prepared and deliver to the Underwriter a Preliminary Official Statement and a final Official Statement relating the Bonds on or before the dates specified in the Bond Purchase Contract. The City Manager and the Director of Finance are hereby further authorized to certify that the Preliminary Official Statement for the Bonds authorized hereunder is "deemed final" for purposes of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934 ("Rule 15c2-12). The Mayor of the City is hereby authorized to execute the final Official Statement on behalf of the City.
- (c) The City Manager and the Director of Finance are hereby authorized to execute and deliver to the purchasers of the Bonds a Continuing Disclosure Certificate relating to the Bonds evidencing the City's undertaking to comply with the continuing disclosure requirements of Paragraph (b)(5) of Rule 15c2-12 in such form as shall be approved by the City Manager and the Director of Finance upon advice of counsel (including the City Attorney or Bond Counsel), such approval to be conclusively evidenced by their execution and delivery thereof.
- (d) All actions and proceedings heretofore taken by this Council, the City Manager, the Director of Finance and the other officers, employees, agents and attorneys of and for the City in connection with the issuance and sale of the Bonds are hereby ratified and confirmed.
- SECTION 9. (a) The City Manager and the Director of Finance are hereby authorized to enter into an Escrow Deposit Agreement in the form customarily entered into by the City in connection with advance refunding transactions providing for the redemption of the Refunded Bonds (the "Escrow Deposit Agreement") and to appoint an Escrow Agent to serve under the Escrow Deposit Agreement. The City Manager and the Director of Finance are hereby authorized to appoint a verification agent to verify the mathematical accuracy of computations relating to the Bonds and the Refunded Bonds.
- (b) The City Manager and the Director of Finance, or either of them, are hereby authorized to execute, on behalf of the City, subscriptions or purchase agreements for the securities to be purchased by the Escrow Agent from moneys deposited in the Escrow Deposit

Fund created and established under the Escrow Deposit Agreement. Such securities so purchased shall be held by the Escrow Agent under and in accordance with the provisions of the Escrow Deposit Agreement. The City Manager and the Director of Finance, or either of them, are hereby authorized to sell any securities held by the Escrow Agent under and in accordance with the provisions of the Escrow Deposit Agreement and to purchase securities in lieu of and in substitution therefor.

(c) Subject to the sale and receipt of the proceeds of the Bonds, the City Manager and the Director of Finance are hereby authorized to designate the Refunded Bonds for redemption on such date or dates as they shall determine and are hereby further authorized to direct the Escrow Agent to cause notices of the redemption of the Refunded Bonds on such date or dates to be given in accordance with the provisions of the proceedings authorizing the issuance of the Refunded Bonds.

SECTION 10. The Bonds, the certificate of authentication of the Registrar, and the assignment endorsed on the Bonds, shall be substantially in the forms set forth in Exhibit A attached hereto.

SECTION 11. The City Clerk is hereby directed to file a copy of this Resolution, certified by such City Clerk to be a true copy hereof, with the Circuit Court of the City of Roanoke, Virginia, all in accordance with Section 15.2-2607 of the Code of Virginia, 1950.

SECTION 12. All ordinances, resolutions and proceedings in conflict herewith are, to the extent of such conflict, repealed.

UNITED STATES OF AMERICA COMMONWEALTH OF VIRGINIA CITY OF ROANOKE GENERAL OBLIGATION PUBLIC IMPROVEMENT REFUNDING BOND SERIES ____

No. R			\$
MATURITY DATE:	INTEREST RATE:	DATE OF BOND:	CUSIP NO:
REGISTERED OWNER:			
PRINCIPAL SUM:			DOLLARS
Commonwealth of Virgin hereby promises to pay to Maturity Date (specified a have been duly called for or provided for), the Prince on are (each such date is hereinal from the interest payment shall have been paid, unless from such interest payment the sixteenth (16th) day to interest payment date, in which be paid until the maturity of the by check mailed by the Paname this Bond is register fifteenth (15th) day (wheth interest payment date; product and registered in the name ("DTC"), or in the name of crepresentative of DTC, into nominee of DTC by wire three hundred and sixty (36).	ia (the "City"), for value is the Registered Owner (not bove) (unless this Bond ship previous redemption and previous redemption and previous redemption and previous redemption as an "interest date next preceding the date is such date of authentication at date, or unless such date to the last day of the cale which case from such follower redemption hereof at the aying Agent hereinafter metered upon the books of refer or not a business day) and the control of the cale which case from such followers are upon the books of refer or not a business day) and the control of the cale which case from such so of such other nominees of the cale which case from such so of such other nominee of the cale which case from such so of such other nominees of the cale which can be such other nominees of the cale which can be such other nominees of the cale which can be such other nominees of the cale which can be such other nominees of the cale which can be such cale which can be such cale which can be such cale which can be such cale whic	ESENTS, that the City of received, acknowledges its amed above), or registered all be subject to prior reder ayment of the redemption, and to pay interest on success payment date"), from the eff authentication hereof to is an interest payment date of authentication is within andar month next preceding wing interest payment date, Interest Rate (specified about interest Rate (specified about interest Rate), as of the close of of the calendar month next ing as this Bond is in bookminee of The Depository of TC as may be requested by paid directly to Cede & Common Cede and Cede	elf indebted and assigns, on the mption and shall price duly made h Principal Sum thereafter he date hereof or to which interest te, in which case the period from g the following such interest to ove) per annum, Owner in whose business on the trust Company by an authorized to or such other in the basis of a months.
and surrender hereof at the and Paying Agent, in the C	office of,,	, Principal of and p	as the Registrar premium, if any,

and interest on this Bond are payable in any coin or currency of the United States of America which, on the respective dates of payment thereof, shall be legal tender for public and private debts.

This Bond is one of a series of Bonds of like date, denomination and tenor except as to number, interest rate and maturity, and is issued for the purpose of providing funds to refund in advance of their stated maturities certain general obligation public improvement bonds heretofore issued by the City to pay the costs of public improvement projects of and for the City. This Bond is issued under and pursuant to and in full compliance with the Constitution and statutes of the Commonwealth of Virginia, including Chapter 26 of Title 15.2 of the Code of Virginia, 1950 (the same being the Public Finance Act of 1991), and a resolution and other proceedings of the Council of the City duly adopted and taken under the Public Finance Act of 1991.

The Bonds of the series of which this Bond is one (or portions thereof in

installments of \$5,000) maturing on and after	are subject to redemption at
the option of the City prior to their stated maturitie	s, on or after in
whole or in part from time to time on any date, in su (except that if at any time less than all of the B redemption, the particular Bonds or portions thereof in be redeemed shall be selected by lot), upon payr (expressed as a percentage of the principal amount of the interest accrued thereon to the date fixed for the re	ch order as may be determined by the City sonds of a given maturity are called for a installments of \$5,000 of such maturity to ment of the following redemption prices of the Bonds to be redeemed), together with
Redemption Dates	Redemption Prices
(Both Dates Inclusive)	(Percentages of Principal Amount)
	%
[The Bonds of the series of which this are subject to mandatory sinking fund redemption on thereafter and to payment at maturity on year set forth below, in the case of redemption with thereof to be redeemed to be selected by lot, upon pay to be redeemed, together with the interest accrued on date fixed for the redemption thereof:	, in the principal amounts in each the particular Bonds or Bonds or portions ment of the principal amount of the Bonds
Year ()	Principal Amount

The City, at its option, may credit against such mandatory sinking fund redemption requirement the principal amount of any Bonds maturing on ______,

which have been purchased and cancelled by the City or which have been redeemed and not theretofore applied as a credit against such mandatory sinking fund redemption requirement.]

If this Bond is redeemable and this Bond (or any portion of the principal amount hereof in installments of \$5,000) shall be called for redemption, notice of the redemption hereof, specifying the date, number and maturity of this Bond, the date and place or places fixed for its redemption, the premium, if any, payable upon such redemption, and if less than the entire principal amount of this Bond is to be redeemed, that this Bond must be surrendered in exchange for the principal amount hereof to be redeemed and a new Bond or Bonds issued equalling in principal amount that portion of the principal amount hereof not to be redeemed, shall be mailed not less than thirty (30) days prior to the date fixed for redemption, by first class mail, postage prepaid, to the Registered Owner hereof at his address as it appears on the books of registry kept by the Registrar as of the close of business on the forty-fifth (45th) day next preceding the date fixed for redemption. If notice of the redemption of this Bond (or the portion of the principal amount hereof to be redeemed) shall have been given as aforesaid, and payment of the principal amount of this Bond (or the portion of the principal amount hereof to be redeemed) and of the accrued interest and premium, if any, payable upon such redemption shall have been duly made or provided for, interest hereon shall cease to accrue from and after the date so specified for the redemption hereof.

Subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, this Bond may be exchanged at the office of the Registrar for a like aggregate principal amount of Bonds of other authorized principal amounts and of the same series, interest rate and maturity. This Bond is transferable by the Registered Owner hereof, in person or by his attorney duly authorized in writing, on the books of registry kept by the Registrar for such purpose at the office of the Registrar but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, and upon the surrender hereof for cancellation. Upon such transfer a new Bond or Bonds of authorized denominations and of the same aggregate principal amount, series, interest rate and maturity as the Bond surrendered, will be issued to the transferee in exchange herefor.

This Bond shall not be valid or obligatory unless the certificate of authentication hereon shall have been manually signed by the Registrar.

The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and premium, if any, and interest on this Bond as the same become due. In each year while this Bond is outstanding and unpaid, the Council of the City is authorized and required to levy and collect annually, at the same time and in the same manner as other taxes of the City are assessed, levied and collected, a tax upon all property within the City, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay the principal of and premium, if any, and interest on this Bond to the extent other funds of the City are not lawfully available and appropriated for such purpose.

It is certified, recited and declared that all acts, conditions and things required to exist, happen or be performed precedent to and in the issuance of this Bond do exist, have happened and have been performed in due time, form and manner as required by law, and that

the amount of this Bond, together with all other indebtedness of the City does not exceed any limitation of indebtedness prescribed by the Constitution or statutes of the Commonwealth of Virginia or the Charter of the City.

1 0		ty has caused this Bond to be executed by the
		esimile of the corporate seal of the City to be tile signature of the City Clerk of the City; and
	be dated as of the day of	
	•	OF ROANOKE, VIRGINIA
[SEAL]		Mayor
Attest:		
	City Clerk	
	CERTIFICATE OF AU	JTHENTICATION
proceedings.		delivered pursuant to the within-mentioned
	[], as Registrar
	Ву: _	Authorized Signator
	Date of	of Authentication:

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sell(s), assign(s) and transfer(s) unto

(Please print or type name and address, including postal zip code, of Transferee)

PLEASE INSERT SOCIAL SECURITY

The within Bond and all rights thereunder, hereby irrevocably constituting and appointing _________, Attorney, to transfer such Bond on the books kept for the registration thereof, with full power of substitution in the premises. Dated: ________ Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed by a member firm of The New York Stock Exchange, Inc. or a commercial bank or trust company. (Signature of Registered Owner)
NOTICE: The signature above must correspond with the name of the Registered Owner as it appears on the face of this Bond in every particular, without alteration, enlargement or any change whatsoever.



JESSE A. HALL
Director of Finance
email: jesse hall@ci.roanoke.va.us

April 3, 2006

CITY OF ROANOKE DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461 P.O. Box 1220 Roanoke, Virginia 24006-1220 Telephone: (540) 853-2821 Fax: (540) 853-6142

ANN H. SHAWVER
Deputy Director

Deputy Director email: ann_shawver@ci.roanoke.va.us

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brenda L. McDaniel, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Personal Property Tax Relief

Background:

The Personal Property Tax Relief Act (PPTRA or the Act) of 1998 established a state-wide program to provide relief to owners of personal use motor vehicles. The 1998 Act envisioned a five year phase-in of relief expressed as a percentage of the bill related to the first \$20,000 of personal use vehicle value. Costs soared, and the percentage has been frozen at 70% since 2001.

In 2004 and 2005, additional legislation was passed to amend the original Act. This legislation capped PPTRA at \$950 million for all Virginia localities for Tax Years 2006 and beyond. PPTRA funds are allocated to individual localities based on each government's pro rata share of Tax Year 2004 payments from the Commonwealth. The City's share of the \$950 million is \$8,075,992.

At the October 17, 2006 City Council meeting, ordinance 37221-101705 amended the Roanoke City Code to provide for the implementation of the 2004-2005 changes to the Personal Property Tax Relief Act (PPTRA) of 1998. These changes include:

- 1. The City chose the "Specific Relief" method (percentage reduction) of computing tax relief.
- 2. The City will allocate the relief at a single percentage across the board to the first \$20,000 of personal vehicle value.
- 3. The City will continue to fully exempt vehicles valued at \$1,000 and below from taxation.
- 4. The Treasurer is authorized to "balance bill" any taxes from 2005 and prior that are still delinquent at September 1, 2006, or when the state funding for tax relief is depleted.

Honorable Mayor and Members of Council April 3, 2006 Page 2

Considerations:

City staff computed the effective reimbursement rate based upon both historical trends and the current tax assessment book. The PPTRA Allocation Model, developed by the Commonwealth, was used to assist with the analysis in determining the rate for the City which is 66.19%. This percentage is similar to neighboring localities that are ready to adopt, or have already adopted, their relief percentages. Roanoke County adopted 65.13%, and the Town of Vinton relief rate will be 65.98%. Franklin County is estimating 64.21%. Northern Virginia localities are reporting lower percentages of relief because they have a greater growth in the number of vehicles that are being reported.

City Council is required by the Commonwealth to annually adopt a resolution setting the percentage relief for personal property tax for that year. The attached resolution establishes the percentage relief at 66.19% for the 2006 tax year.

The percentage relief is calculated to distribute the \$8,075,992 block grant allocation from the Commonwealth in the manner described above. Acknowledging that the calculated percentage relief is an estimate, the total personal property tax collected should be approximately the same as if the previous assessment method of personal property tax were in place. Although the majority of funds from the Commonwealth will be received in July 2006, (Fiscal Year 2006-07), we will accrue these funds in the 2005-06 Fiscal Year for accounting purposes so that our budget will be balanced.

Recommended Action:

Adopt the attached resolution which establishes the percentage for personal property tax relief at 66.19% for the City of Roanoke for the 2006 tax year.

Respectfully submitted,

Jam A. Hall

Jesse A. Hall

Director of Finance

c: Honorable Sherman A. Holland, Commissioner of the Revenue Honorable Evelyn W. Powers, Treasurer Darlene L. Burcham, City Manager William M. Hackworth, City Attorney Mary F. Parker, City Clerk Sherman M. Stovall, Director of Management and Budget

IN THE COUNCIL FOR THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION setting the allocation percentage for personal property tax relief in the City of Roanoke for the 2006 tax year.

WHEREAS, in accordance with the requirements set forth in Section 58.1-3524 (C) (2) and Section 58.1-3912 (E) of the Code of Virginia, as amended by Chapter 1 of the Acts of Assembly and as set forth in item 503.E (Personal Property Tax Relief Program or "PPTRA") of Chapter 951 of the 2005 Acts of Assembly, qualifying vehicles with a taxable situs within the City commencing January 1, 2006, shall receive personal property tax relief; and,

WHEREAS, this Resolution is adopted pursuant to Ordinance 37221-101705 adopted by City Council on October 17, 2005.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Roanoke as follows:

- 1. That tax relief shall be allocated such as to provide 100% tax relief for qualifying personal use vehicles valued at \$1,000 or less.
- 2. That qualifying personal use vehicles valued at \$1,001-\$20,000 will be eligible for 66.19% tax relief.
- 3. That qualifying personal use vehicles valued at \$20,001 or more shall only receive 66.19% tax relief on the first \$20,000 of value.
- 4. That all other vehicles which do not meet the definition of "qualifying" (for example, including but not limited to, business use vehicles, farm use vehicles, motor homes, etc.) will not be eligible for any form of tax relief under this program.

5. That the percentages applied to the categories of qualifying personal use vehicles are estimated fully to use all available PPTRA funds allocated to the City of Roanoke by the Commonwealth of Virginia.

6. That entitlement to personal property tax relief for qualifying vehicles for tax year 2005 and all prior tax years shall expire September 1, 2006, or when the state funding for tax relief is exhausted or depleted. Supplemental assessments for tax years 2005 and prior that are made on or after September 1, 2006, shall be deemed "non-qualifying" for purposes of state tax relief and the local share due from the taxpayer shall represent 100% of the assessed personal property tax.

ATTEST: .

City Clerk.



JESSE A. HALL
Director of Finance
email: jesse hall@ci.roanoke.va.us

April 3, 2006

CITY OF ROANOKE DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461 P.O. Box 1220 Roanoke, Virginia 24006-1220 Telephone: (540) 853-2821 Fax: (540) 853-6142

ANN H. SHAWVER
Deputy Director

email: ann shawver@ci.roanoke.va.us

Honorable C. Nelson Harris, Mayor Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor Honorable M. Rupert Cutler, Council Member Honorable Alfred T. Dowe, Jr., Council Member Honorable Sherman P. Lea, Council Member Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: February Financial Report

The adopted budget for the fiscal year 2006 totaled \$223.8 million representing a 5.7% increase over the previous year's adopted budget. This financial report covers eight months of activity for fiscal year 2006. The following narrative provides commentary on the significant events of this period.

Revenues

Revenues through February 2006 increased 5.6% compared to the prior fiscal year. Approximately 1% of this growth is due to the increase in the Prepared Food Tax. Variances from the prior year are addressed as follows:

General Property Taxes increased 7.7%, led by growth in the real estate tax. The first installment of the tax was due October 5th and the second installment is due on April 5th. This tax is expected to grow 9.3% as a whole in FY 2006, and actual growth has followed this trend for the fiscal year to date as a result of growth in reassessments and new construction. Personal property taxes decreased through January; however, the majority of collections occur in the spring. Personal property tax bills are typically mailed in mid April, and the tax due date is May 31st.

Other Local Taxes increased 8.6% through January. The Prepared Food and Beverage tax rate increased from 4% to 5% effective July 1st. Through February, this rate increase has provided approximately \$1.2 million in additional revenue and is expected to provide total growth of \$2 million this fiscal year. Exclusive of the rate increase, Prepared Food and Beverage tax increased 5.8%, a positive trend in this tax. Sales tax collections increased 4.4% compared to the prior year. The Business, Professional and Occupational License tax (BPOL) was due March 1, 2006. The revenue from this tax has increased 2% from the prior year and exceeds the revenue estimate. The BPOL tax is the City's fifth largest local tax. Also indicative of a positive trend in our economy is 11.8% growth in the Transient Room Tax, which is influenced

Honorable Mayor and Members of Council April 3, 2006 Page 2

by positive performance at local hotels in terms of both room rates and occupancy levels, as well as results from ongoing tax audits.

Revenue from the Use of Money and Property increased significantly over the prior year as a result of interest income on the Budget Stabilization Reserve. The reserve was established in late FY05 by transfer from the Debt Service Fund.

Grants-in-Aid Commonwealth increased 1.4% due in part to higher AFDC Foster Care and Employment Services revenues. These social services revenues are directly related to an increase in reimbursable expenditures related to adoption and employment services. Revenues provided by the Commonwealth of Virginia Compensation Board also grew due to an increase in the percentage of salary expenditures eligible for reimbursement.

Charges for Services revenue declined 3.2% in part due to a timing difference in the collection of delinquent EMS charges. The City recently changed collection companies and this timing difference is a result of the related transition period. A reduction in the number of prisoners held by the Jail on behalf of other localities also contributed to the decrease.

Miscellaneous Revenue decreased 4.0% in part due to the transfer of proceeds from the sale of alley property to the Capital Projects Fund. These proceeds were recorded in the General Fund in the prior fiscal year. With the adoption of the Economic and Community Development Reserve policy, all significant land sales are now recorded in the Capital Projects Fund.

Expenditures

General Fund expenditures as a whole increased 5.4%. All departments are affected by the 3% average pay raise granted to City employees beginning July 1, 2005. Fire/EMS and Sheriff/Jail employees also received an additional 4% raise effective January 1, 2006. A change in the billing methodology of the Fleet and Department of Technology (DoT) funds also affects user departments. Effective with FY06, Fleet and DOT began billing user departments for capital outlay rather than a Nondepartmental lump sum transfer as in prior years. This causes a decline in the Nondepartmental category and an offsetting increase in numerous other categories throughout FY06. Other variances between FY05 and FY06 are addressed as follows.

General Government expenditures grew 10.2% due to the aforementioned increases in the personnel costs and internal service charges. Additionally, City expenditures for Cable Television Educational Access (RVTV) are now recorded as a function of the Office of Communications. In prior years, this expenditure was accounted for under Community Development.

Public Safety expenditures are greater in the current year due to the aforementioned increase in salaries. Additionally, the Jail has experienced a rise in the cost of prison health care services, and capital maintenance and equipment replacement spending in the Police Department is higher in the current year.

Honorable Mayor and Members of Council April 3, 2006 Page 3

Health and Welfare costs grew only .3% compared to FY05 due to reduced Comprehensive Services Act expenditures resulting from reduced special needs payments and a decline in the number of children in higher cost residential placements. Despite a decline from the prior year, CSA costs will again exceed the adopted budget, and an additional appropriation has been made as a result.

Parks, Recreation and Cultural expenditures increased 16.6% in part due to the reclassification of Event Zone, Virginia Amateur Sports, and Downtown Roanoke, Inc. expenditures from Community Development to Parks and Recreation Administration. Additionally, personnel costs for the Libraries increased due to the reclassification of several existing positions, as well as the addition of new positions.

Transfer to Debt Service Fund expenditures increased 15.6% primarily as a result of debt service on the 2004B issue which began in January 2006.

Nondepartmental expenditures declined 13.6% due to a decrease in the amount of undesignated fund balance transferred to the Capital Projects Fund. A decrease in the transfer to Risk Management Fund also contributed to the decline. This decrease occurred due to a lower required funding allocation for the City's reserve for uninsured claims in the current year compared to the prior year.

Sincerely,

Jesse A. Hall Director of Finance

Jem A. Hall

JAH:DLH:ca

Attachments

Darlene L. Burcham, City Manager
 William M. Hackworth, City Attorney
 Mary F. Parker, City Clerk
 Rolanda B. Russell, Assistant City Manager
 James Grigsby, Acting Assistant City Manager
 Sherman M. Stovall, Director of Management and Budget

CITY OF ROANOKE, VIRGINIA GENERAL FUND

STATEMENT OF REVENUE

	Year to Date for the Period				Current Fiscal Year		
Revenue Source	July	1 - February 28 2004-2005	July	1 - February 28 2005-2006	Percentage of Change	Revised Revenue Estimates	Percent of Revenue Estimate Received
General Property Taxes	\$	32,162,293	\$	34,640,209	7.70 %	\$ 93,243,000	37.15%
Other Local Taxes		33,565,848		36,434,587	8.55 %	65,801,000	55.37%
Permits, Fees and Licenses		778,166		802,139	3.08 %	1,069,000	75.04%
Fines and Forfeitures		926,609		935,064	0.91 %	1,354,000	69.06%
Revenue from Use of Money and Property		420,853		596,916	41.83 %	722,000	82.68%
Grants-in-Aid Commonwealth		26,608,357		26,975,977	1.38 %	50,650,923	53.26%
Grants-in-Aid Federal Government		19,385		19,384	-0.01 %	38,000	51.01%
Charges for Services		5,791,135		5,605,855	-3.20 %	8,891,000	63.05%
Internal Services		1,743,974		1,757,375	0.77 %	2,527,000	69.54%
Miscellaneous Revenue		380,300		365,195	-3.97 %	384,000	95.10%
Total	\$	102,396,920	\$	108,132,701	5.60 %	\$ 224,679,923	48.13%

STATEMENT OF EXPENDITURES AND ENCUMBRANCES

	Year to Date for the Period			Current Fiscal Year				
Expenditures	July 1 - February 28 2004-2005	July 1 - February 28 2005-2006	Percentage of Change	Unencumbered Balance	Revised Appropriations	Percent of Budget Obligated		
General Government	7,343,677	8,094,544	10.22 %	\$ 4,114,096	\$ 12,208,640	66.30%		
Judicial Administration	4,173,182	4,409,642	5.67 %	2,598,134	7,007,776	62.92%		
Public Safety	35,195,781	37,792,118	7.38 %	18,537,970	56,330,088	67.09%		
Public Works	15,848,869	15,853,785	0.03 %	7,822,791	23,676,576	66.96%		
Health and Welfare	20,954,265	21,026,554	0.34 %	10,324,270	31,350,824	67.07%		
Parks, Recreation and								
Cultural	5,586,206	6,513,494	16.60 %	3,323,022	9,836,516	66.22%		
Community Development	3,868,849	3,895,207	0.68 %	1,954,964	5,850,171	66.58%		
Transfer to Debt Service								
Fund	13,507,618	15,608,070	15.55 %	2,116,648	17,724,718	88.06%		
Transfer to School Fund	35,028,744	37,127,721	5.99 %	18,117,433	55,245,154	67.21%		
Nondepartmental	6,303,450	5,446,708	<u>-13.59</u> %	4,858,305	10,305,013	52.85%		
Total	\$ 147,810,641	155,767,843	5.38 %	\$ 73,767,633	\$ 229,535,476	67.86%		

CITY OF ROANOKE, VIRGINIA CIVIC FACILITIES FUND COMPARATIVE INCOME STATEMENT FOR THE EIGHT MONTHS ENDING FEBRUARY 28, 2006

	FY 2006		F	Y 2005
Operating Revenues				
Rentals	\$ 455,484		\$	459,578
Event Expenses	99,946			145,144
Display Advertising	50,335			108,792
Admissions Tax	257,642			333,676
Electrical Fees	6,975			13,895
Novelty Fees	58,851			63,525
Facility Surcharge	154,477			180,376
Charge Card Fees	42,726			67,658
Commissions	25,788			46,280
Catering/Concessions	721,000			618,452
Other	 6,064			15,687
Total Operating Revenues	 1,879,288	,		2,053,063
Operating Expenses				
Personal Services	1,363,788			1,304,661
Operating Expenses	1,190,151			1,311,321
Depreciation	 366,279			309,601
Total Operating Expenses	 2,920,218			2,925,583
Operating Loss	 (1,040,930)			(872,520)
Nonoperating Revenues (Expenses)				
Interest on Investments	32,872			24,858
Transfer from General Fund	803,346			499,483
Transfer from General Fund - Victory Stadium	125,841			102,277
Transfer to Debt Service Fund	(47,809)			(48,409)
Interest and Fiscal Charges	(62,627)			(63,753)
Arena Ventures Contractural Penalties	133,585			122,970
Flood Damage Reimbursements	-			35,000
Miscellaneous	 3,112			5,934
Net Nonoperating Revenues	 988,320			678,360
Net Loss	\$ (52,610)		\$	(194,160)

CITY OF ROANOKE, VIRGINIA PARKING FUND

COMPARATIVE INCOME STATEMENT FOR THE EIGHT MONTHS ENDING FEBRUARY 28, 2006

	FY 2006	FY 2005
Operating Revenues	,	
Century Station Parking Garage	\$ 254,909	\$ 245,426
Williamson Road Parking Garage	320,812	350,887
Market Square Parking Garage	138,318	147,509
Church Avenue Parking Garage	410,467	400,126
Tower Parking Garage	289,801	270,891
Gainsboro Parking Garage	76,898	69,950
Williamson Road Surface Lots	50,529	57,345
Norfolk Avenue Surface Lot	15,673	42,975
Gainsboro Surface Lot	28,640	35,839
Church Avenue Surface Lot	30,400	30,400
Bullitt Avenue Surface Lot	47,449	53,198
Salem Avenue Surface Lot	15,544	14,750
West Church/YMCA Surface Lots	21,547	9,560
Total Operating Revenues	1,700,987	1,728,856
Operating Expenses		
Operating Expenses	766,422	738,418
Depreciation	351,678	381,411
Total Operating Expenses	1,118,100	1,119,829
Operating Income	582,887	609,027
Nonoperating Revenues (Expenses)		
Interest on Investments	54,150	21,927
Interest and Fiscal Charges	(200,107)	(215,022)
Net Nonoperating Expenses	(145,957)	(193,095)
Net Income	\$ 436,930	\$ 415,932

CITY OF ROANOKE, VIRGINIA MARKET BUILDING FUND COMPARATIVE INCOME STATEMENT FOR THE EIGHT MONTHS ENDING FEBRUARY 28, 2006

	FY 2006	FY 2005
Operating Revenues		
Retail Space Rental	\$ 183,441	\$ 149,394
Total Operating Revenues	183,441	149,394
Operating Expenses		
Operating Expense Depreciation	186,800 5,130	211,021 5,127
Total Operating Expenses	191,930	216,148
Operating Loss	(8,489)	(66,754)
Nonoperating Revenues (Expenses)		
Interest on Investments Transfer from General Fund Miscellaneous	2,456 17,500 130	(189) - -
Net Nonoperating Revenues (Expenses)	20,086	(189)
Net Income (Loss)	\$ 11,597	\$ (66,943)

CITY OF ROANOKE, VIRGINIA CITY TREASURER'S OFFICE GENERAL STATEMENT OF ACCOUNTABILITY FOR THE MONTH ENDED FEBRUARY 28, 2006

TO THE DIRECTOR OF FINANCE:

GENERAL STATEMENT OF ACCOUNTABILITY OF THE CITY TREASURER OF THE CITY OF ROANOKE, VIRGINIA FOR THE FUNDS OF SAID CITY FOR THE MONTH ENDED FEBRUARY 28, 2006.

	BALANCE AT			BALANCE AT	BALANCE AT
FUND	JAN 31, 2006	RECEIPTS	DISBURSEMENTS	FEB 28, 2006	FEB 28, 2005
GENERAL	\$1,150,192.87	\$14,967,123.82	\$19,473,593.61	(\$3,356,276.92)	(\$18,238,071.61)
WATER	420.00	0.00	0.00	420.00	420.00
WATER POLLUTION CONTROL	1,738.22	0.00	0.00	1,738.22	1,738.22
CIVIC FACILITIES	2,921,640.70	6,664,532.76	997,940.29	8,588,233.17	7,906,302.63
PARKING	3,520,835.20	2,723,200.36	155,384.17	6,088,651.39	3,268,563.95
CAPITAL PROJECTS	50,451,787.44	9,238,838.56	6,523,255.59	53,167,370.41	59,899,124.01
MARKET BLDG OPERATIONS	53,434.36	39,111.16	18,766.11	73,779.41	(94,005.17)
CONFERENCE CENTER	3,855,413.42	31,946.52	2,378.00	3,884,981.94	4,037,154.16
DEBT SERVICE	(3,118,126.43)	4,493,390.19	78,260.39	1,297,003.37	16,772,406.64
DEPT OF TECHNOLOGY	4,669,451.52	3,067,798.88	126,652.94	7,610,597.46	3,739,379.10
FLEET MANAGEMENT	1,372,599.11	142,563.81	562,993.85	952,169.07	378,194.60
PAYROLL	(13,335,890.04)	16,684,395.97	16,775,363.31	(13,426,857.38)	(12,982,780.02)
RISK MANAGEMENT	10,591,656.00	1,154,533.15	1,236,558.61	10,509,630.54	11,712,654.58
PENSION	280,109.43	1,845,972.84	1,829,181.12	296,901.15	588,622.21
SCHOOL FUND	3,860,995.60	5,889,611.99	9,351,256.78	399,350.81	(3,046,571.82)
SCHOOL CAPITAL PROJECTS	1,708,800.36	13,992,610.49	1,115,370.36	14,586,040.49	23,353,594.57
SCHOOL FOOD SERVICE	(61,909.24)	609,975.92	277,816.68	270,250.00	(131,029.97)
GRANT	2,301,592.52	419,295.51	585,779.50	2,135,108.53	1,256,726.46
TOTAL	\$70,224,741.04	\$81,964,901.93	\$59,110,551.31	\$93,079,091.66	\$98,422,422.54

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE STATEMENT OF MY ACCOUNTABILITY TO THE CITY OF ROANOKE, VIRGINIA, FOR THE FUNDS OF THE VARIOUS ACCOUNTS THEREOF FOR THE MONTH ENDED FEBRUARY 28, 2006. THAT SAID FOREGOING:

CASH	
CASH IN HAND	\$13,978.31
CASH IN BANK	2,042,056.56
INVESTMENTS ACQUIRED FROM COMPETITIVE PROPOSALS:	
COMMERCIAL HIGH PERFORMANCE MONEY MARKET	3,900,000.00
LOCAL GOVERNMENT INVESTMENT POOL	14,570,844.05
MONEY MANAGEMENT ACCOUNT	10,929,039.11
U. S. AGENCIES	10,000,000.00
VIRGINIA AIM PROGRAM (U. S. SECURITIES)	17,713,916.65
VIRGINIA SNAP PROGRAM (U. S. SECURITIES)	33,909,256.98
TOTAL	\$93,079,091.66

MARCH 28, 2006

CITY OF ROANOKE PENSION PLAN STATEMENT OF CHANGES IN PLAN NET ASSETS FOR THE EIGHT MONTHS ENDED FEBRUARY 28, 2006

		FY 2006	FY 2005		
Additions:					
Employer Contributions	\$	5,297,097	\$	4,172,626	
Investment Income					
Net Appreciation (Depreciation) in Fair Value of Investments		24,000,270		20,348,953	
Interest and Dividend Income		3,638,673		2,059,557	
Total Investment Income (Loss)		27,638,943		22,408,510	
Less Investment Expense		183,271		244,086	
Net Investment Income (Loss)		27,455,672		22,164,424	
Total Additions (Deductions)	\$	32,752,769	\$	26,337,050	
<u>Deductions</u>					
Benefits Paid to Participants	\$	14,352,777	\$	13,414,033	
Administrative Expenses		299,824		293,381	
Total Deductions		14,652,601		13,707,414	
Net Increase (Decrease)		18,100,168		12,629,636	
Net Assets Held in Trust for Pension Benefits:					
Fund Balance July 1		318,675,367		306,925,352	
Fund Balance February 28	\$	336,775,535	\$	319,554,988	

CITY OF ROANOKE PENSION PLAN BALANCE SHEET FEBRUARY 28, 2006

	FY 2006	FY 2005		
<u>Assets</u>				
Cash	\$ 260,495	\$ 588,573		
Investments, at Fair Value	338,345,539	320,654,938		
Due from Other Funds	2,546	1,431		
Other Assets		6,531		
Total Assets	\$ 338,608,580	\$ 321,251,473		
Liabilities and Fund Balance				
Liabilities:				
Due to Other Funds	\$ 1,832,067	\$ 1,694,636		
Accounts Payable	978	1,849		
Total Liabilities	1,833,045	1,696,485		
Fund Balance:				
Fund Balance, July 1	318,675,367	306,925,352		
Net Gain (Loss) - Year to Date	18,100,168	12,629,636		
Total Fund Balance	336,775,535	319,554,988		
Total Liabilities and Fund Balance	\$ 338,608,580	\$ 321,251,473		